

1 **ARIZONA INDEPENDENT REDISTRICTING COMMISSION**

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5

6 September 26, 2011
 12:22 p.m.

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9 **Location**

10 Holiday Inn Commerce
 777 North Pinal Avenue
11 Casa Grande, Arizona 85122

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14 **Attending**

15 Colleen C. Mathis, Chair
 Jose M. Herrera, Vice Chair
16 Scott Day Freeman, Vice Chair
 Linda C. McNulty, Commissioner
17 Richard P. Stertz, Commissioner

18 Raymond F. Bladine, Executive Director
 Kristina Gomez, Deputy Executive Director
19 Buck Forst, Information Technology Specialist
 Mary O'Grady, Counsel, Osborn Maledon
20 Joe Kanefield, Counsel, Ballard Spahr

21

22 **PREPARED BY:**

23 AZ Litigation Support, LLC
 Michelle D. Elam, CR
24 Certified Reporter
 CR No. 50637

25

Casa Grande, Arizona
September 26, 2011
12:22 p.m.

CHAIRPERSON MATHIS: Good afternoon.

This meeting of the Arizona Independent Redistricting Commission will now come to order.

The time is 12:22 p.m., and the date is Monday, September 26th. Let's start with the Pledge of Allegiance.

(Pledge was recited.)

CHAIRPERSON MATHIS: We'll begin with call to order.

Vice Chair Freeman.

VICE CHAIR FREEMAN: Here.

CHAIRPERSON MATHIS: Vice Chair Herrera.

VICE CHAIR HERRERA: Here.

CHAIRPERSON MATHIS: Commissioner McNulty.

COMMISSIONER MCNULTY: Here.

CHAIRPERSON MATHIS: Commissioner Stertz.

COMMISSIONER STERTZ: Here.

CHAIRPERSON MATHIS: We have a quorum.

Around the table today we have Michelle acting as court reporter. So be sure to speak very clearly and directly into the microphone if you

1 should come up and address us today. And spell your
2 name for the record so that we get an accurate
3 accounting.

4 Our legal counsel, Joe Kanefield and Mary
5 O'Grady. Our mapping consultant, Ken Strasma and
6 Mr. Willie Desmond. And it is his birthday today.
7 Happy birthday, Willie.

8 And Mr. Strasma.

9 KEN STRASMA: And Karin's birthday as
10 well.

11 CHAIRPERSON MATHIS: Oh, wonderful.
12 Happy birthday to, to Karin, too.

13 And other folks around the room is our
14 staff. Ray Bladine is our executive director. We
15 have -- Kristi Olson is a public outreach
16 coordinator for us, Stu Robinson is our public
17 information officer, and then Buck Forst is our
18 chief technology officer.

19 So I think that's everybody.

20 With that, we will move into the next
21 item on the agenda, which is map presentations. And
22 I think I have been told we have a few folks who
23 would like to come and actually present maps to us.

24 Our first one is from Tommie Martin,
25 Supervisor for District 1, Gila County.

1 TOMMIE MARTIN: I'm rolling today.

2 CHAIRPERSON MATHIS: Yes, I'm sorry. I
3 hate to see that because we saw you last week.

4 TOMMIE MARTIN: I can't rock; I roll. I
5 have a cranky knee.

6 CHAIRPERSON MATHIS: Sorry, about that.
7 We'll help you get that microphone.

8 TOMMIE MARTIN: Oh, I can stand. I just
9 can't walk.

10 Thank you, Ray.

11 TOMMIE MARTIN: And I've handed you all a
12 copy of my comments and we're going to have a map up
13 here on the wall, one side or the other.

14 I was here last week with Richard Lunt,
15 who calls himself a low-tech redneck. He would be
16 proud of me today. I brought a little cat toy that
17 has a pointer on it to point.

18 So in keeping with Richard's low-tech
19 redneck conversation -- see, it makes a little --

20 I'm going to read to you this
21 presentation so that I don't miss any points.

22 I came before you last Thursday with
23 Richard Lunt from Greenlee County to ask you to
24 consider --

25 (Interruption by the court reporter.)

1 TOMMIE MARTIN: Tommie Martin,
2 T-o-m-m-i-e, Martin, M-a-r-t-i-n.

3 I came before you last Thursday with
4 Richard Lunt of Greenlee County to ask you to
5 consider the concept of a map that offers rural
6 metro equity in the new congressional district
7 layout.

8 We discussed the fact that one in five
9 people in Arizona live in the rural areas of this
10 state. And we feel we need, as well as deserve, two
11 rural congressmen devoted to our rural issues
12 without them being clouded by metro issues.

13 As we discussed, people in Douglas or
14 Window Rock or Kingman, Show Low or Wickenburg share
15 the same basic rural issues, needs, and perspectives
16 and they are very different than the metro's issues,
17 needs, and perspectives.

18 We talked to you guys about metro and
19 rural looking at land together and the metro folks
20 will look at the open land as places to play and the
21 rural folks look at those same lands as places to
22 work, make a living, and live.

23 Also we look at water -- the metro folks
24 as a commodity and we look at it as a resource. As
25 to that point, for instance, in Payson we us 79

1 gallons of water per person per day. Metro Phoenix
2 uses 190 gallons of water per day.

3 We don't approach anything like that
4 usage. Payson is quite slim on usage, but you'll
5 find that rural town to rural town.

6 We are sending you back with our
7 finalized effort, and here it is. It doesn't look
8 exactly like the concept map we came with last week
9 because after listening to the heartfelt concerns of
10 the Hispanic and Tohono O'odham ask for a
11 Yuma/Tucson/West Phoenix footprint, we decided we
12 could accommodate that and still get two rural
13 districts, and we did.

14 The two rural districts, numbered 4 and
15 5, are rural, and number 4 basically answers the
16 Navajo Human Rights Commission Act as well.

17 The Yuma/Tucson/West Phoenix, number 2
18 footprint, goes along with what the Hispanic
19 Coalition/Tohono O'odham asked and gives us one of
20 the two mandatory Hispanic majority districts in
21 Arizona.

22 Our other one is around Maryvale, number
23 7. And you won't see number 7 there because the
24 numbers are too close, but number 7 is there and the
25 other one.

1 We also heard concerns about the
2 complexities of each of the three major border
3 crossings, particularly what we thought was a NAFTA
4 international border corridor extending out of
5 Nogales.

6 We think our District Number 1 helps to
7 accommodate this, giving a total of three border
8 districts, each with their similar but different
9 crossing concerns.

10 As a result, we have seven distinct metro
11 districts: Numbers 1; 2, Hispanic majority; 3; 6;
12 7, Hispanic majority; 8 and 9; and two rural
13 districts, 4 and 5. They all have less than a
14 1 percent total population deviation.

15 Arizona is a large and diverse state with
16 much of rural Arizona owned or controlled by the
17 federal government. It's imperative that we have
18 representatives who are familiar with the myriad of
19 federal lands issues as well as private lands
20 issues, rural water, road transportation, rural
21 communications, rural health, and so on issues.

22 We acknowledge that these two rural
23 districts are geographically large for one person to
24 cover.

25 That's just part of our constitutional

1 system. For example, our largest state, Alaska, has
2 over 663,000 square miles and a single
3 representative. Wyoming has 97,000 square miles
4 with one and Montana over 147,000 with one.

5 By comparison, our proposed CD 4 has less
6 than 40,000 square miles and CD 5 has 60,000 square
7 miles. Arizonans are living in the sixth largest
8 state.

9 The size and scope may very well swamp
10 someone more used to compact city life, but this is
11 the reality of rural living in Arizona, vast tracts
12 of federal lands with pockets of civilization many
13 miles apart.

14 We need congressmen from these areas who
15 understand and speak rural issues because they live
16 them. It's also very hard to understand the scale
17 of rural projects, transportation, energy
18 development, watershed management, and so forth
19 unless you live there.

20 Over one-fifth of the people in Arizona
21 have chosen to live outside the major metro areas.
22 They deserve equal representation with those folks
23 who choose to live in the metro areas. We don't
24 want the rural interests diluted, clouded, or
25 overwhelmed by the metro interests or vice versa.

1 The great concentration of population in
2 Arizona is in the south corridor between the Phoenix
3 and Tucson metro area. Our map recognizes this and
4 depicts how seven basically metro-based CDs could be
5 distributed within this area.

6 Our map is not dissimilar to the map
7 submitted by the Navajo Human Rights commissioner,
8 option C to the grid, as others are attempting to
9 provide rural representation in the state,
10 especially the mostly rural reservations.

11 As to diversity, our District 5 is nearly
12 41 percent minority, almost evenly split between
13 Native American and Hispanic. District 4 is a
14 little over 18 percent.

15 In summary, we believe we need three
16 representatives in D.C. who are intimately familiar
17 with our border issues and focused on the different
18 facets such as Native American homeland splits,
19 international goods corridor, backcountry clashes so
20 on.

21 We need at least two representatives who
22 can speak to the rural issues of large reservations,
23 transportation, national forests, federal lands,
24 biomass, wildfire, water quality and quantity,
25 agriculture, mining, and ranching, just to name a

1 few, because these issues are viewed very
2 differently from a rural perspective.

3 We also need representatives who can work
4 on the metro issues without rural issue
5 distractions.

6 In conclusion, we would like to urge the
7 Independent Redistricting Commission to think
8 differently about how Arizona could be configured to
9 protect the interests of those who have chosen not
10 to live in the metro areas while simultaneously
11 ensuring equal representation.

12 We appeal to you to give serious
13 consideration to the rural metro equity map. We are
14 not asking for more than we deserve and we feel we
15 shouldn't have to settle for less either.

16 I also have a bullet point, again, to go
17 with this just as reiteration.

18 This map provides for two rural districts
19 and seven metro districts. It respects the Hispanic
20 Coalition/Tohono O'odham request for a Yuma/Tucson.
21 It has two Hispanic majority districts.

22 District 2 is 51.59 percent Hispanic and
23 61.83 percent total minority.

24 District 7, the one you can't see up
25 there, is 58.40 percent Hispanic and 71.89 percent

1 total minority.

2 It basically follows a Navajo Human
3 Rights Commission map concept.

4 Rural District 5 is nearly 41 percent
5 minority, almost evenly split between Native
6 American and Hispanic. Rural District 4 is a little
7 over 18 percent minority.

8 The plan provides for three congressmen
9 along the Arizona/Mexico border. Less than
10 1 percent total population deviation among all of
11 the districts.

12 Rural district sizing should not be a
13 problem. District 4 is less than 40,000 square
14 miles and 5 is about 60,000 square miles. The area
15 of these districts are one-tenth the size of Alaska,
16 one-third the size of Montana, and one-half the size
17 of Wyoming, all having one representative. It also
18 provides your congressional representative equity
19 for both rural and metro areas of Arizona.

20 And the map that I have provided you is
21 not only the total map that you are looking at
22 there, you can see that one of the things we did do
23 on the -- up here, it's not quite the same
24 configuration that they had because we have taken
25 all of the rural that we could.

1 We realize that we have left in Pinal
2 County -- we split Pinal County with what we think
3 is the rural from the metro. We have taken some of
4 Apache Junction, we have taken Fountain Hills, we
5 have left Anthem in. We have left Buckeye and White
6 Tanks and that crowd in.

7 We realize that there is -- there is
8 urban in those two maps, but we think Prescott is
9 somewhat urban and Flagstaff is somewhat urban. The
10 concern with us is the metro conversation.

11 We think that transportation -- that the
12 metro needs to be looking at some high-speed
13 traffic -- some high-speed transportation issues.
14 Issues that I have, transportation in Gila County is
15 20 miles of getting a dirt road paved. Totally
16 different conversation and doesn't carry the same
17 weight. When I'm talking to somebody that says, you
18 know, I've got how many umpteen thousand people
19 needing some high-traffic, high-speed
20 transportation.

21 I also have given you a map with the
22 detail, you'll see there, of the -- both the metro
23 and the Tucson configuration and then the figures.

24 I cannot speak to the competitiveness of
25 this. We just this morning submitted it to John

1 Mills and he might be able to -- I don't know if
2 he's had time to even look at it to get to give us
3 competitiveness figures, but if he does, you can
4 hear it from him.

5 Do you guys have any questions?

6 VICE CHAIR HERRERA: From who again?

7 TOMMIE MARTIN: John Mills. We submitted
8 it to him this morning. And I also sent it to Forst
9 yesterday. So you guys have the actual data files
10 to go along with this.

11 Larry Stephenson may want to talk to some
12 of this, but while I'm standing here, I wonder if
13 you all had any questions of me.

14 CHAIRPERSON MATHIS: Any questions for
15 Supervisor Martin?

16 Okay.

17 TOMMIE MARTIN: Madame Chair, I sure
18 thank you for the opportunity to present this and
19 you may see Richard tomorrow.

20 CHAIRPERSON MATHIS: Great. Well, we
21 appreciate all of the hard work that went into it
22 and thank you for coming to present the data at
23 another time.

24 TOMMIE MARTIN: You bet. We did our
25 level best to try to make it not a single-issue map

1 and, in fact, fit all of the issues in that we knew
2 about that we had heard about and are thinking
3 about.

4 Larry?

5 Thank you again.

6 CHAIRPERSON MATHIS: Thank you.

7 VICE CHAIR HERRERA: Thank you, ma'am.

8 CHAIRPERSON MATHIS: So our next speaker
9 is David Snider, Pinal County Supervisor
10 representing Pinal County -- Pinal Urban Alliance.

11 Excuse me, I'm sorry, that's the order I
12 was given. Was there somebody that I was supposed
13 to --

14 Did you want to speak?

15 DAVID SNIDER: Madame Chairman, I'm more
16 than happy to let him finish the eastern county.

17 CHAIRPERSON MATHIS: I appreciate that.
18 Thank you.

19 I don't have --

20 LARRY STEPHENSON: My name is Larry
21 Stephenson. I am the executive director of Eastern
22 Arizona Counties Organization, a rural group of
23 counties, Graham, Greenlee, Gila, Apache, and Navajo
24 Counties.

25 That's Stephenson, S-t-e-p-h-e-n-s-o-n.

1 We presented something, as Supervisor
2 Martin said, last Thursday and this is a refinement
3 of that, as the term "modification" says.

4 She said -- I just want to reinforce, we
5 tried to listen to the different concerns, but
6 basically showed that there can still be two rural
7 districts without carving kind of a pie-shape
8 district going into the urban area and then out to
9 the rural areas, but two distinct rural districts.

10 Within the metro areas, as you folks well
11 know, there's a variety of ways -- myriad of ways to
12 carve it up, and we don't claim to be the experts in
13 the metro area. There may be a different way that
14 would be better. We don't claim that the metro
15 districts are perfect, but we do say that they meet
16 the criteria of balance and so on. So I want to
17 reiterate that.

18 We would be happy to answer any questions
19 about how we arrived at this map or didn't. And I
20 know that the challenge before the Commission is how
21 to carve up the state into the nine congressional
22 districts, and we're suggesting one way that's a
23 little different way to do it while respecting the
24 wishes of the people that live in the rural areas as
25 well as the metro areas and all of the various other

1 criteria you have to fit districts into.

2 Thank you.

3 CHAIRPERSON MATHIS: Thank you.

4 Any questions?

5 COMMISSIONER STERTZ: Madame Chair.

6 CHAIRPERSON MATHIS: Commissioner Stertz.

7 COMMISSIONER STERTZ: I had a couple sort
8 of just practical questions that I have that either
9 one of you could answer.

10 In regards to the concept of rural
11 districts, as they have taken place in the past,
12 rural districts have needed to have -- to touch into
13 the urban areas to be able to get population to be
14 able to fit out the first criteria -- the second
15 criteria on our list, which is that we've got equal
16 population in all of our districts.

17 Tell me in your opinion what that does
18 to, one, the electability of someone from the rural
19 area being able to represent rural areas by having a
20 population center that is touching into it, and
21 second, what representation that may not be taking
22 place of the concerns of the rural parts of the
23 state because of that -- of where that
24 representative may be from.

25 I'll defer to Supervisor Martin, although

1 I have my opinions.

2 TOMMIE MARTIN: Let me see if I can bring
3 it to me.

4 You're wondering about -- when we touch
5 the urban areas, how -- would you repeat that again?

6 COMMISSIONER STERTZ: Well, it's a
7 two-point question.

8 In some of the map discussions that we
9 currently have that we've been reviewing, the large
10 rural masses -- mass of land have to pick up
11 population off of the urban areas to be able to meet
12 the constitutional requirements of equal population.

13 My question was, was that -- where do you
14 see someone being elected from? And if they are
15 elected from the urban mass area, do you see that
16 that negatively impacts the desires and the needs of
17 those living in the rural areas?

18 TOMMIE MARTIN: Right now we have someone
19 elected -- we have a rural district that is fairly
20 large and right now we have someone out in
21 Flagstaff. Before that we had that -- we're
22 thinking that Prescott may be another urbanized area
23 that somebody would run from.

24 We realize that probably you're going to
25 peel people out of those urban places, very likely,

1 but we also believe that the place -- what we picked
2 up -- we picked up Fountain Hills, we picked up
3 Carefree. There could be someone there, but they
4 still are basically -- they are not in the
5 metro-concerned areas. They are still living out
6 because they like to live out, which is very similar
7 to the rest us wanting to live out.

8 I think they could be very
9 well-represented. I think they would not be elected
10 if they didn't have something in common with that
11 electorate.

12 But right now we can get someone elected
13 except for the one district that we have that has
14 nothing in common with that metro core and therefore
15 come out of the metro core.

16 And I know personally, when I go and talk
17 to them, we have -- we have a bridge in Gila County
18 that is halfway built and needs finished. And when
19 I talked to our guy, he says, you know, I'm not on
20 the transportation committee. I can get you to talk
21 to the guy on the transportation committee. So I'll
22 go talk to him. He'll say, you know your folks
23 don't elect me.

24 It's a huge catch 22 all the way down the
25 line.

1 We just felt like if we could have two
2 rural congressmen, both focused rural, both being
3 able to work together, we could reach into twice as
4 many committees, we could reach into -- the two of
5 them are greater than the sum of one and one at that
6 level.

7 We would have far more help at that
8 level, and the folks would not be coming out of
9 downtown Phoenix. We wouldn't be listening to,
10 well, you know what, Glendale elects me. You know
11 what, Tucson elects me. You know what -- at least
12 they would be talking about folks that are on the
13 edge.

14 COMMISSIONER STERTZ: Thank you.

15 TOMMIE MARTIN: Does that answer --

16 COMMISSIONER STERTZ: It does.

17 VICE CHAIR HERRERA: Supervisor, the
18 issue of, you know, having a representative that
19 listens to his or her constituents is really an
20 important one.

21 As you know, we have nine congressional
22 districts and not everyone can have their ideal
23 representative.

24 But do you think the issue of
25 competitiveness might help that issue out with a

1 particular legislator not listening to everyone in
2 his or her district?

3 TOMMIE MARTIN: No, because I still think
4 if you have -- it's like a piece of pie. If it
5 narrows down into the metro area, just like you eat
6 pie, you're going to start at that tip and eat your
7 way back. By the time you get to us, we're crust.

8 I really think that we need people who
9 live those issues, understand them from the bottom
10 of their feet and can speak to them from a rural
11 standpoint.

12 I also think the same is true with the
13 metro. And when we elect these guys, we have two
14 years. It takes two years just to get them to
15 understand our issues and then they are replaced.
16 We would like to have them hit the ground running.

17 VICE CHAIR HERRERA: Let me -- so your
18 representative is currently is Flagstaff?

19 TOMMIE MARTIN: Currently is. In fact,
20 on the competitiveness area, in the last ten years
21 in that large rural area that I'm in currently,
22 we've had a Republican and then a Democrat and then
23 a Republican.

24 I think it's -- I think that district --
25 I think they both would be up for grabs, from a

1 competitive standpoint. It will be interesting to
2 see what those figures look like.

3 I think it's very good. The more
4 competitive, the better, but to me, more important
5 than that is a rural human who understands rural
6 issues.

7 VICE CHAIR HERRERA: Madame Chair, one
8 more question.

9 That particular -- where would Fountain
10 Hills be, in which district?

11 TOMMIE MARTIN: Actually, it would be in
12 4.

13 VICE CHAIR HERRERA: It would be in rural
14 District 4?

15 TOMMIE MARTIN: It will.

16 VICE CHAIR HERRERA: What if someone from
17 Fountain Hills gets elected on your proposed map?

18 TOMMIE MARTIN: I think that they are
19 more like the people in Prescott and in Kingman than
20 they are in downtown Phoenix. I think they move out
21 to Fountain Hills because they like that buffer.
22 And that buffer area, the mores of a rural
23 population are still there in that buffer, and we
24 recognize that.

25 We also know that there's going to be

1 areas probably in Pinal County that we have thrown
2 in with what we call metro that are still rural but
3 they aren't going to be for long.

4 And a lot of the -- we didn't bring in
5 Anthem because it feels far more metro, but we did
6 bring in Fountain Hills.

7 VICE CHAIR HERRERA: So you feel a
8 representative from Fountain Hills would be able --
9 let's just say hypothetically your map was adopted
10 and someone coming from Fountain Hills would
11 represent you better than someone from Flagstaff?
12 Is that what you're saying?

13 TOMMIE MARTIN: I don't mean in
14 Flagstaff. I think maybe as well as someone in
15 Prescott, because 4 has Prescott in it and that
16 Colorado River corridor. I really do, because they
17 don't have that mass of people lumped together that
18 they have to answer to that absolutely overwhelms
19 the rural population.

20 VICE CHAIR HERRERA: Sure. And I would
21 love to see what the competitiveness in each of the
22 districts is. What do you think the earliest is we
23 could get that?

24 TOMMIE MARTIN: I think you need to talk
25 to John Mills, because I don't have the -- I didn't

1 have the data to run that. I have the data to run
2 everything up to that. And we just didn't put it
3 in, and I'm very interested in that data.

4 VICE CHAIR HERRERA: The reason I ask
5 about competitiveness is it's one of six criteria,
6 just as important as the other five. So I want to
7 make sure that -- if you can submit that as soon as
8 possible so we can review that.

9 TOMMIE MARTIN: As soon as we get it,
10 you're going to have it. You may have it quicker
11 than we do.

12 VICE CHAIR HERRERA: I look forward to
13 talking to John.

14 TOMMIE MARTIN: Did you have a different
15 take on that?

16 LARRY STEPHENSON: I was just going to
17 reinforce the same thing.

18 Madame Chairman, members of the
19 Commission, some of -- Fountain Hills in the
20 hypothetical situation you addressed is limited in
21 the amount of urban population that they would
22 represent. It's not going all the way into
23 Scottsdale to downtown Phoenix. It's more limited
24 constituent and issues. And the rural-type issues
25 are going to predominate, although, you know,

1 there's going to be some that are urban -- whatever
2 you want to call the issues.

3 But I think the predominant emphasis
4 would be answering to the rural-type issues,
5 including those that are neighboring to Fountain
6 Hills.

7 VICE CHAIR HERRERA: Madame Chair.

8 CHAIRPERSON MATHIS: Mr. Herrera.

9 VICE CHAIR HERRERA: I've seen some great
10 maps. It gets a little difficult creating a truly
11 rural area getting away from Phoenix. So I just
12 want to make the point it is -- I wouldn't consider
13 Fountain Hills and Cave Creek rural, but I
14 understand why you included it, because it is not
15 easy to every community out of 4 and 5. So I can
16 definitely see what you are guys are doing. So I
17 just wanted to --

18 TOMMIE MARTIN: Especially when we put
19 the Tucson/Yuma/West Phoenix quadrant in there to
20 answer that task, that then began to push us farther
21 into Phoenix. But it was worth it, we felt like, to
22 allow that task. It looks like it's a reasonable
23 task.

24 VICE CHAIR HERRERA: All I was getting at
25 is --

1 TOMMIE MARTIN: How hard it is --

2 VICE CHAIR HERRERA: -- how hard it is
3 and, you know, there's different versions of the
4 map.

5 TOMMIE MARTIN: We've spent hours --

6 VICE CHAIR HERRERA: Sure. There's some
7 areas -- rural areas that I wouldn't consider them
8 rural. But again, it's not as simple as saying, oh,
9 let's do this map because there's going to be areas
10 that will be included.

11 TOMMIE MARTIN: You have a huge task.

12 VICE CHAIR HERRERA: Thank you both.

13 CHAIRPERSON MATHIS: Thank you very much.

14 Sorry, Mr. Freeman has a question.

15 VICE CHAIR FREEMAN: I would agree with
16 Commissioner Herrera. It's a tough balancing act
17 and not everyone is going to get what they want.

18 Just on the issue of Fountain Hills, I
19 don't remember the last time I've been out there,
20 but it's pretty closely tied to Scottsdale and
21 Phoenix. A lot of people who live out there are
22 actually, I know, commuting and working in midtown
23 or downtown.

24 Putting that aside, I just had a
25 question, and I don't mean to put you on the spot

1 about any of these lines, but it looks like your
2 District 1, which cuts through Tucson, I see that
3 it's splitting off the eastern portion of Pima
4 County.

5 I presume that's to add a little more
6 population to that District 5, and that area of Pima
7 County is essentially rural. Santa Cruz County is
8 split as well.

9 Do you know what the mind-set of the
10 driving force behind that split was?

11 LARRY STEPHENSON: Yes, Commissioner
12 Freeman, that is correct. Both eastern Pima County
13 and eastern Santa Cruz County are essentially rural,
14 as you stated, and we took in the area of Santa Cruz
15 County, for example, around Elgin, Sonoita, that
16 area on the eastern part -- that's different from
17 the Nogales part -- and similarly just north of
18 there the rural parts of Pima County.

19 VICE CHAIR FREEMAN: And you'll get the
20 shape files and the data files to our mapping
21 consultant?

22 LARRY STEPHENSON: Yes, uh-huh.

23 TOMMIE MARTIN: Yes.

24 LARRY STEPHENSON: Yes, they have been
25 submitted.

1 TOMMIE MARTIN: I just sent them to
2 Forst.

3 CHAIRPERSON MATHIS: Thank you.
4 Any other comments or questions?

5 COMMISSIONER MCNULTY: Madame Chair.

6 CHAIRPERSON MATHIS: Ms. McNulty.

7 COMMISSIONER MCNULTY: I do have a
8 question.

9 I'm looking at the map of the current
10 congressional districts. Could you just -- I think
11 you mentioned this earlier, but what are the
12 metropolitan areas that are within the congressional
13 district now that concern you? What part of the
14 urban areas?

15 TOMMIE MARTIN: In the current one, we
16 don't. We were looking to see if we could get two
17 that were truly -- there's quite a bit of developing
18 rural that's developing metro that we simply wanted
19 to back away from and see if we couldn't get to -- a
20 fifth of the population is rural and we just felt
21 like they deserve two congressmen. It's about the
22 same percentage as the Hispanic.

23 COMMISSIONER MCNULTY: So your concern
24 was more with the --

25 TOMMIE MARTIN: Getting a --

1 COMMISSIONER MCNULTY: -- a border
2 district because the east -- the east rural district
3 really is pretty rural at this point?

4 TOMMIE MARTIN: It is.

5 COMMISSIONER MCNULTY: I imagine a
6 district could be more rural than this one is right
7 now.

8 Okay. I would just make one more
9 comment.

10 We hear a lot -- we have heard and we are
11 very diligently considering all of the issues that
12 are unique to rural areas. But having lived in the
13 state for many, many years and married to a boy who
14 grew up in Bisbee, who is a daughter of a woman who
15 grew up in Duncan when the Apaches used to steal all
16 of her stuff out of her kitchen, I know that we have
17 a lot more in common than we do that divide us, both
18 urban and rural people.

19 The urban folks spend a lot of time
20 enjoying the rural areas, rural folks buying goods
21 and services from the urban areas. Although that
22 isn't to say at all that I'm discounting your map or
23 any of this conversation, but it is to say that I
24 think it's critical that we recognize that we're a
25 state first and foremost for Arizona and that we

1 kind of fit together like a hand in glove. We each
2 offer something to the other. And while we do have
3 our differences, as I said, I believe we have more
4 in common than not. I just wanted to make that
5 point.

6 TOMMIE MARTIN: Madame Chair, this is not
7 to isolate us, it's to strenuous us, both the metro
8 and the rural.

9 COMMISSIONER MCNULTY: I understand,
10 and I -- I understand your point, that if you have a
11 percentage of the population, a rural district that
12 is decisive and it is from a metro area, that maybe
13 the voices of the rural folks aren't heard because
14 that representative is speaking so much -- spends so
15 much of his or her time on the metro issues. I
16 understand that completely. I do. I'm not
17 discounting that at all.

18 I also do think that Mr. Herrera's point
19 is a very important one. I think if -- and that's
20 part of what this exercise is all about.

21 If representatives know that in order to
22 get reelected they have to pay attention to all of
23 their constituents, because if they don't, there's a
24 good likelihood that they will get thrown out in the
25 next election, I think they are much more likely to

1 be responsive. So I do think that's part of it
2 also.

3 CHAIRPERSON MATHIS: Thank you.

4 Thank you very much, again, both of you
5 for coming.

6 TOMMIE MARTIN: Thank you.

7 CHAIRPERSON MATHIS: Our next speaker is
8 David Snider, Pinal County Supervisor, representing
9 Pinal Government Alliance.

10 DAVID SNIDER: Good afternoon, Madame
11 Chair, members of the Commission. Welcome to Pinal
12 County. It's good to have you back.

13 I remember one of your very early
14 Commission meetings, which was held in the Casa
15 Grande City Council chambers, and I remember
16 remarking at the time that you really have the
17 unenviable task of not only dealing with bathwater
18 and babies but pushing in balloons to make them all
19 come out symmetrically, which is pretty tough to do.

20 And inasmuch as Pinal County is now going
21 from a three-member board to a five-member board, I
22 feel your pain. And I know that we collectively all
23 wish this was going to be over soon and successfully
24 and then we'll be done with it and move on to real
25 life.

1 At any rate, I'm here to re-present the
2 Pinal County Governmental Alliance maps. If the
3 mapping man over there behind the curtain can bring
4 that back up again, I would appreciate that.

5 I have a couple of points that I would
6 like to -- that's not the one.

7 CHAIRPERSON MATHIS: Pinal County --

8 DAVID SNIDER: Pinal County Governmental
9 Alliance.

10 While we're retrieving that, I would like
11 to make a couple of quick observations.

12 First of all, the Alliance map is, in
13 fact, constitutional. It meets every single
14 criteria that is called for by the Constitution.

15 It does a number of things. It does
16 create two rural districts, as you can see. The
17 yellow one on our right is District 9, and that is
18 rural. And on your left, District 1, is the river
19 district, and it is rural as well.

20 At this point -- Supervisor Martin and I
21 are good friends. We've worked closely together
22 over the last couple of terms in the County
23 Supervisor's Association and legislative issues.

24 And there comes a time when the
25 definition of rural is in the eye of the beholder,

1 and certainly we feel that the Alliance map does
2 just that, it creates two rural districts.

3 I will tell you that western Pinal County
4 is very agrarian. We have pockets of high
5 residential concentration, but by and large,
6 agriculture is still 25 percent of our county's
7 economy. And we have mining interests, we have
8 agricultural interests, a great deal of that. And
9 so we have and will continue to have a close
10 alignment and association with the eastern counties.

11 And if you will look, with the exception
12 of this -- the Santa Cruz -- excuse me, Cochise
13 County, which is in this -- our District 8, we do a
14 lot of what the eastern county map does.

15 There were some comments made last week
16 at one of your hearings about the Alliance map being
17 a Republican map. And, quite frankly, I disagree.
18 It is a map of Arizona that meets all of the
19 criteria. It meets the requirements of the Voter's
20 Rights Act and we have two minority-majority
21 districts, CD 4 and CD 7, on our map.

22 CD 4 was at 51.8 percent Hispanic voting
23 age. And with our map, it now at 57 percent. CD 7
24 was at 44.74 percent Hispanic voters, and in our map
25 is at 54 percent.

1 We feel that we have more than met the
2 criteria and the challenge to create two
3 minority-majority districts.

4 Equal population, quite frankly, our map
5 shows that each district has over 7,010 -- I'm bad
6 with those -- 710,200 people per district. And the
7 breakdown will show you that each district is within
8 29 people of meeting that criteria of equal
9 population. And, in fact, our CD 7 is right on the
10 money, unless somebody got married and had a kid
11 between now and when we put the map together.

12 Geographically compact and contiguous, I
13 think you can see we have met that challenge. The
14 only place where you might want to challenge us is,
15 obviously, we've left -- we left an offset for the
16 Hopi Nation. And if, as I understand, the Hopi
17 Nation is steadfast in its intent to be included
18 with the Navajo Nation, the Alliance map could very
19 easily accommodate that.

20 And we would propose to move the
21 northwestern -- excuse me, the southwestern border
22 of our region 9 -- or our District 9 above the I-40
23 to accommodate the change in population.

24 Communities of interest, as I said, two
25 rural districts. It does not split any Indian

1 reservations. CD 1, the western district, is, in
2 fact, a river district.

3 Yuma, it puts agricultural and irrigation
4 districts in the river district and the Verde Valley
5 keeps those cities with Flagstaff, as they
6 themselves see themselves as a community of
7 interest.

8 County boundary lines, I know that's a
9 charge and an issue of concern for you.

10 The Pinal County Alliance map keeps eight
11 counties whole: Graham, Greenlee, Gila, Apache,
12 Mohave, La Paz, and Santa Cruz. And it divides five
13 counties only once: Yuma, Pima, Cochise, Pinal, and
14 Navajo.

15 And as I said, if Hopi chooses to merge
16 with the Navajos for the purposes of a congressional
17 representative, then Navajo County would be whole.

18 City boundary lines, it is your intent,
19 as well as ours, to keep all cities whole. And with
20 the exception of the Greater Phoenix area, the
21 Greater Tucson area and the city of Yuma, we have
22 done so in the Alliance map.

23 In terms of competitiveness, both are
24 strictly off the voter registration numbers, and a
25 registration advantage of 4 percent between

1 Republicans and Democrats. Five districts in the
2 Alliance map are leaning Republican, three are
3 leaning Democrat, and one is a swing district.
4 Again, meeting the challenges that you set for all
5 of us and yourselves as you consider.

6 Our differences with the Hispanic
7 Coalition for Good Government and the river district
8 what-if maps is that their CD 7, which is called CD
9 2 on the river district what-if, is 46.5 percent
10 Hispanic voting age. The Alliance map shows a very
11 similarly drawn district with 54 percent HVAP. It
12 takes more than 56,000 in total population from
13 Pinal County, 14 percent, to make up their 6 percent
14 for river districts what-if.

15 At any rate, not to go on, because you do
16 have this information from our prior presentation,
17 we feel that, quite frankly, the Alliance map,
18 although entered early, is consistently
19 constitutional, compact, competitive, and, quite
20 frankly, meets all of the tests that you are
21 administering to any map presentation.

22 I thank you for your time and would be
23 happy to answer questions.

24 VICE CHAIR HERRERA: Madame Chair.

25 CHAIRPERSON MATHIS: Mr. Herrera.

1 VICE CHAIR HERRERA: A quick question.
2 You have -- currently you have three
3 supervisors in Pinal?

4 DAVID SNIDER: Thank is correct.

5 VICE CHAIR HERRERA: How many of these
6 supervisors are in favor of this particular map?

7 DAVID SNIDER: Well, I know what you are
8 referring to, and the Pinal County Board of
9 Supervisors has not taken a formal position with
10 regard to any of -- any map that has come before the
11 Commission.

12 VICE CHAIR HERRERA: We had Pete Rios
13 address the Commission.

14 DAVID SNIDER: And you had Bryan Martin
15 do the same.

16 VICE CHAIR HERRERA: But they haven't
17 come out in favor of the map.

18 DAVID SNIDER: And neither have they come
19 out in opposition, aside from the fact that each one
20 of those individuals has expressed a personal
21 opinion, as I am doing today, in favor of now three
22 maps.

23 VICE CHAIR HERRERA: Who makes up your
24 organization?

25 DAVID SNIDER: The Pinal County

1 Governmental Alliance is a consortium, if you will,
2 of seven or eight Pinal County cities, excluding
3 Mammoth and Superior; the Pinal County Community
4 College district, also known as Central Arizona
5 College; the county government; three irrigation and
6 drainage districts; and the Salt River Project.

7 VICE CHAIR HERRERA: Thank you.

8 DAVID SNIDER: Thank you.

9 CHAIRPERSON MATHIS: Any other questions?

10 COMMISSIONER MCNULTY: Madame Chair.

11 CHAIRPERSON MATHIS: Ms. McNulty.

12 COMMISSIONER MCNULTY: I do have a
13 question.

14 What's been the population increase in
15 Pinal County in the last ten years?

16 DAVID SNIDER: Oh, it's close to a
17 hundred percent. In the 2000 census, I believe we
18 were at 178,000 and change. In the 2010 census, we
19 came in at 378,000.

20 COMMISSIONER MCNULTY: Is that
21 continuing, albeit at a slower rate?

22 DAVID SNIDER: We do continue to add
23 population but not nearly at the same rate. It's
24 probably in the area of less than 5 percent. It
25 really has slowed down a great deal.

1 COMMISSIONER MCNULTY: Where has most of
2 that been?

3 DAVID SNIDER: It's been in a couple of
4 places. It's been in what is now termed the San Tan
5 Valley area, which is near Queen Creek south of
6 Apache Junction and north of Florence; the city of
7 Maricopa, which is in the western -- northwestern
8 quadrant; the city of Casa Grande, which is where we
9 are today. Those are most of the areas that are
10 of -- that have collected growth.

11 COMMISSIONER MCNULTY: And once the
12 recession turns around, I'm sure your local
13 governments are planning for that.

14 Where are they anticipating that the
15 growth will continue -- or where will it be?

16 DAVID SNIDER: Everybody is anticipating
17 it will happen in their backyard. I'm not trying to
18 be cute, but Pinal County is optimistic about
19 itself. The cities of Coolidge and Eloy, Florence,
20 Apache Junction, all of those communities see
21 themselves as growth areas.

22 And so -- and I will tell you that, quite
23 frankly, the river areas -- the San Pedro River
24 areas of Kearny and San Manuel and Oracle and
25 Mammoth and Superior all see themselves as growth

1 areas, too. Superior is looking at the Resolution
2 Copper Mining Project to add significant benefit, et
3 cetera, et cetera.

4 COMMISSIONER MCNULTY: You mentioned just
5 one split of Pinal County in this map. Where is
6 that?

7 DAVID SNIDER: We have Queen Creek, I
8 believe is the one split.

9 Let me ask a question of --

10 UNIDENTIFIED SPEAKER: The Gila River
11 Indian Reservation.

12 COMMISSIONER MCNULTY: The Gila River
13 Indian Reservation.

14 DAVID SNIDER: Yes.

15 COMMISSIONER MCNULTY: Thank you.

16 DAVID SNIDER: Thank you.

17 And for the record, it's S-n-i-d-e-r. My
18 apologies for not having done that first.

19 CHAIRPERSON MATHIS: Any other questions
20 or comments?

21 Thank you very much.

22 DAVID SNIDER: Thank you for your time.

23 CHAIRPERSON MATHIS: Thank you for your
24 presentation.

25 DAVID SNIDER: Good luck.

1 CHAIRPERSON MATHIS: Thank you. Our next
2 presenter is Wes Harris, PC Captain LD 6-28.

3 WES HARRIS: Good afternoon.

4 It's Wes Harris, W-e-s, H-a, double r,
5 i-s.

6 Thank you. This is a conceptual map, if
7 you'll bring it up here momentarily, that gave rise
8 from my attending numerous of these hearings.

9 And I'm not a map maker by any stretch of
10 the imagination, nor do I have any access to
11 drawing, but I'm just listening to the presentation
12 of other people who have preceded me and came to the
13 conclusion that perhaps by accepting the Hispanic
14 Coalition's map without revision or alterations,
15 you've kind of tied your hands behind your back when
16 it comes to doing other things.

17 And one of those is -- if we ever get the
18 map up.

19 WILLIE DESMOND: I'm trying.

20 WES HARRIS: It was just there.

21 KEN STRASMA: The Internet went out just
22 when you were about to start.

23 WES HARRIS: Basically what I tried to do
24 was take a look at the map -- and it is conceptual
25 because it's not exactly 710,000 on a couple of the

1 rural districts, but it does present a picture that
2 I think is beneficial and something that you should
3 consider.

4 For one thing, I mentioned earlier that
5 we don't have geographical, topographical issues on
6 the map, and the river district, as it exists up in
7 the upper -- it will be the northwest corner of the
8 state, is not accessible from the south in many
9 cases. So you might want to consider putting that
10 in District 1.

11 So basically I created a District 1 after
12 the county map 6d, and that wraps around the entire
13 upper portion of the state and comes down the south
14 and incorporates virtually every single Indian
15 reservation in it, and that gives you a population
16 of -- Native Americans of plus 18 of 107,220, as it
17 is right now.

18 The one portion that I could not extract
19 from the river district, which is the lower portion
20 of the, I guess, Navajo/Pai district reservation --
21 there it is.

22 If you look at the District 4, I would
23 propose, if I could technically do this, which I
24 haven't been able to do yet, is to pull that
25 reservation and actually include that little portion

1 that's in 4, push it back up into 1. That whole
2 area -- pink area is District 1 and it wraps all the
3 way around. And as you can see, it picks up every
4 single Indian reservation and runs all the way
5 down --

6 If we can get to the right-hand side, the
7 east side. There it is.

8 -- it comes all the way down incorporates
9 Navajo and Apache Counties all the way down into La
10 Paz and it goes in and picks up the reservation
11 that, quite frankly, is undercut by the Hispanic
12 Coalition. Because here is an Indian reservation
13 that's sitting right in the middle of what is the
14 Hispanic Coalition's map -- proposed map and it
15 separates the east side of that from the west side,
16 which would be Yuma.

17 So I have not split the city of Yuma. I
18 kept Yuma in District 4 and I've created a District
19 3, redrawn, if you will, a majority-minority
20 district, which is now 3, which would be 7 as it
21 currently exists -- I believe it is 7. Is it 7?

22 UNIDENTIFIED SPEAKER: Yes.

23 WES HARRIS: And we need to have some --
24 I need to pick up some more there, about 7,000 more
25 residents to make District 3 710,000. Right now

1 it's sitting at 703.

2 I didn't touch District 2. I didn't
3 touch any of the other districts that were on this
4 map with the exception of 1, 4, and 3. And what
5 this does is it gives the Native Americans 107. And
6 I think another 10,000, if you can pick up that
7 little portion of that, you can get it, which would
8 give them a fairly good voice in the election, any
9 representative from that particular rural district.
10 And it's primarily all rural, as is District 4, with
11 the exception of Yuma being included in it.

12 I think that will give them some
13 representation and very strong voice. So I urge you
14 to give this consideration. I have to go back to
15 the drawing board and try to tweak it as soon as I
16 can figure out how I can take little tiny segments,
17 which I haven't been able to do.

18 But that's basically my idea. I hope
19 you'll give it some consideration because I think it
20 is viable and it accomplishes the things that we're
21 trying to do all the way around.

22 CHAIRPERSON MATHIS: Thank you very much.

23 Any questions for Mr. Harris?

24 Thank you.

25 Okay. I think I have one member of the

1 public who would like to comment on one of the map
2 presentations.

3 David Cantelme, representing FAIR Trust
4 from Cave Creek.

5 DAVID CANTELME: David Cantelme. It's
6 spelled C-a-n-t-e-l-m-e, from Cave Creek,
7 representing the FAIR Trust.

8 Madame Chairman, members of the
9 Commission, I rise to speak in support of the
10 concept articulated by Supervisor Tommie Martin that
11 we have two rural districts; however, I would
12 suggest that that map be refined so that the western
13 district is also wholly outside of Metro Phoenix.

14 And here is why I say that.

15 Three times in the history of Arizona, we
16 have had a basically rural district that nonetheless
17 took in part of the urban areas. In each of those
18 three instances, invariably the urban area came to
19 dominate the rural area.

20 That happened in 1984 when Congressman
21 McNulty was defeated by Congressman Kolbe who, of
22 course, as you know, is from the Tucson area.

23 It happened in 1994 when Karan English --
24 Congresswoman Karan English elected in northeastern
25 Arizona who came from Flagstaff lost two years later

1 to J.D. Hayworth, who was from Scottsdale.

2 The only time any hybrid rural metro
3 district has successfully elected someone from the
4 rural areas repeatedly happened beginning in 1962.

5 Actually, I have to correct that. That
6 really wasn't a district that had an urban area. In
7 1962 before the advent of one person, one vote, we
8 had three districts in Arizona, one entirely
9 Maricopa County, which elected Congressman Rhodes;
10 one from Southern Arizona, which elected Congressman
11 Udall; and then one from the rest of the state,
12 which in this -- initially elected Congressman
13 Senner in 1962, defeated by Congressman Steiger in
14 1964. That district, however, changed to
15 accommodation of urban/rural when the courts first
16 drew the districts in 1966.

17 Congressman Steiger, you might remember,
18 was a pretty colorful character, pretty forceful
19 candidate, and he was able to continue representing
20 that district on an urban/rural basis until he chose
21 not to run in '76, and then it reverted to
22 Congressman Stump who was from the Valley.

23 Repeatedly, when we have mixed rural and
24 urban, the effect has been whenever a rural
25 congressperson has been elected, eventually that

1 person loses out to the urban areas. That's been
2 the history of Arizona. You can trace it back to
3 statehood when the Valley elected -- when the first
4 congressman, Carl Hayden, came from the Valley,
5 replaced in 1926 by Isabella Greenway, who came from
6 Tucson, replaced in 1936 by John Murdock, who came
7 from the Valley. Then in 1952 we got two
8 congressmen for the first time. John Rhodes came
9 from Maricopa County, Stewart Udall from Tucson.
10 Again, Tucson, the urban area, dominated the rest of
11 the state.

12 It split, we got the third congressman,
13 as I've already outlined, in 1962. And then each
14 decennial thereafter we've increased our
15 representation.

16 But invariably when you mix rural with
17 urban -- three times we've had an initial success by
18 the rural areas, as I mentioned in 1982 when
19 Congressman McNulty was elected from Bisbee only to
20 lose the next election to Congressman Kolbe, again,
21 with Karan English from Flagstaff in 1992 only to
22 lose the next election to Hayworth.

23 It wasn't until the last decade when we
24 had an entirely rural district in eastern Arizona --
25 northeastern Arizona that it's basically been

1 represented all that time, first by Congressman
2 Renzi from Flagstaff and then by Congressman --
3 Congresswoman Kirkpatrick from Flagstaff and now
4 Congressman Gosar from Flagstaff, but entirely
5 outside urban Phoenix, urban Tucson.

6 So I would strongly suggest -- I know
7 it's not all that easily done, but it can be done.
8 You can draw two districts entirely outside of
9 Maricopa -- outside of Metro Phoenix and Metro
10 Tucson, and I think it should be done.

11 As I said on Friday, it's time for the
12 rural areas to have their day. It can happen and I
13 recommend it should happen.

14 Thank you.

15 CHAIRPERSON MATHIS: Thank you.

16 COMMISSIONER MCNULTY: Madame Chair.

17 CHAIRPERSON MATHIS: Ms. McNulty.

18 COMMISSIONER MCNULTY: I always
19 appreciate Mr. Cantelme's history; however, I need
20 to correct a couple of his statements because I was
21 there in 1984 watching the results come in.

22 Congressman McNulty lost because of
23 voting in Graham and Greenlee Counties. It was a
24 rural vote and the reason he did was because he was
25 running in a district that Congressman Kolbe had

1 drawn for himself two years earlier and spent two
2 years running it while Congressman McNulty was in
3 office.

4 DAVID CANTELME: I've got to disagree
5 with that, Madame Chairman, because I sat in a room
6 there in 1982 with John Frank and Paul Eckstein and
7 Congressman Udall and we begged Congressman Udall to
8 draw the districts so that that district, which
9 later elected McNulty, would be a stronger district.
10 Congressman Udall, however, would not consent.

11 The district lines were drawn as they
12 were, and it was not because of Congressman Kolbe.
13 I'm an eyewitness to the event. I heard it. I
14 watched it. I was shocked, that one of my heroes,
15 Congressman Udall, would feather his own nest.

16 COMMISSIONER MCNULTY: But Congressman
17 Kolbe did vie for two years in that district and I
18 watched the vote come in. And the deciding vote was
19 not from Tucson. It wasn't a rural or urban issue.
20 It was a -- it was just an election that was lost,
21 and it doesn't support your theory.

22 I understand that we'll disagree on that,
23 but I won't debate it with you. But that's the way
24 it was. I was there.

25 DAVID CANTELME: Well, we'll have to

1 differ on that, Commissioner McNulty, but I was
2 there when -- I sat there when I saw Congressman
3 Udall insisting the lines to benefit himself. And
4 that is an absolute fact. It wasn't Kolbe; it was
5 Udall that caused that.

6 COMMISSIONER MCNULTY: And that's why
7 this commission was formed instead of the
8 legislature.

9 DAVID CANTELME: Absolutely.

10 CHAIRPERSON MATHIS: Okay. We're only
11 taking public comment on the maps that were
12 presented. Okay?

13 So Jim March, second vice chair, Pima
14 County Libertarian Party.

15 JIM MARCH: Yeah, I'll be brief.

16 There appears to be a strong effort in
17 several of these maps to take a lot of the first
18 nations' territory and merge them together from
19 Navajo/Hopi territory in the northeast all the way
20 reaching around through Apache County and over
21 through the Tohono O'odham.

22 That's an okay idea. What I want you to
23 consider as you look at these is -- are the voting
24 trends and the political alliances between the first
25 nations and the Latino populations actually lining

1 up together.

2 If you create districts that appear to be
3 minority that are -- let's take round numbers
4 here -- 45 percent white, the remainder a mixture of
5 Latino and first nation, and you call that a
6 minority coalition district, if the political
7 trends, shall we say, between the first nations and
8 the Latino votes in those areas are not really lined
9 up with each other, then you still end up with,
10 politically, a white-dominated district that looks
11 on paper like a minority coalition.

12 I just want you to consider what you're
13 doing as you consider a district which wraps that
14 much of the first nation together and think about
15 what you're really creating with those.

16 I'm not telling you to do one thing or
17 another. I'm just saying think about what you're
18 doing.

19 Thank you.

20 CHAIRPERSON MATHIS: Thank you.

21 D.J. Quinlan, Arizona Democratic Party.

22 D.J. QUINLAN: Thank you.

23 Madame Chairwoman and fellow
24 commissioners, my name is D.J. Quinlan. I'm with
25 the Arizona Democratic Party.

1 My last name is spelled Q-u-i-n-l-a-n.

2 I will be brief. I just wanted to
3 reference something that was just referenced.

4 Mr. Cantelme read into the record the
5 home city of a current incumbent and you guys are
6 forbidden from looking at that. And so I would just
7 like you guys to take note of that, especially
8 considering he has not disclosed who his clients
9 are. Very well could be one of the incumbents.

10 That's it.

11 Thank you very much.

12 CHAIRPERSON MATHIS: Thank you.

13 Our next speaker is Daryl Melvin, from --
14 representing the City of Flagstaff.

15 VICE CHAIR HERRERA: Madame Chair.

16 CHAIRPERSON MATHIS: Mr. Herrera.

17 VICE CHAIR HERRERA: A quick question.

18 This issue, if there was something in the
19 record that was put in regarding the incumbent, do
20 we -- what happens to that if that is truly the
21 case?

22 MARY O'GRADY: The Commission just can't
23 regard in its decision-making process any knowledge
24 it may have concerning the incumbent or candidate
25 locations. So that should not -- you may have that

1 knowledge from some other source or -- and we will
2 do the best we can to keep it out of the record, but
3 this is -- certainly the Commission cannot consider
4 that information in making its decisions.

5 VICE CHAIR HERRERA: Madame Chair.

6 CHAIRPERSON MATHIS: Mr. Herrera.

7 VICE CHAIR HERRERA: So that needs to be
8 stricken from the record or is that removed if it is
9 in --

10 MARY O'GRADY: Commissioner Herrera, let
11 us confer in terms of whether we actually have to
12 have it stricken from the transcript or whether we
13 just redact it later. My sense is we might redact
14 it from what the Commission sees.

15 But we'll follow up on that procedure.
16 But certainly the Commission cannot consider
17 information of incumbents' locations.

18 VICE CHAIR HERRERA: Sorry about that.

19 DARYL MELVIN: Good afternoon, Madame
20 Chair, honorable Commission.

21 My name is Daryl Melvin, M-e-l-v-i-n,
22 from the City of Flagstaff. It's always a pleasure
23 to be here and testify before the Commission.

24 A couple of comments with regard to the
25 maps that were just discussed. The City remains

1 supportive of the rural district concepts, and it's
2 something that the City would like the Commission to
3 look favorably towards.

4 When it comes to addressing some of the
5 comments and discussions on rural versus metro
6 interfaces, the City believes in the value statement
7 that retaining competitive districts are one of the
8 means for addressing that interface in terms of
9 ensuring that the district retains representation
10 for the communities within. And as such, the City
11 of Flagstaff would like to be retained within one of
12 those districts that is being competitive.

13 With regard to the communities of
14 interest, while the mapping configuration that shows
15 an eastern district that interfaces an international
16 border as one of the alternatives, the City
17 considers the communities of interest to be the
18 mountain areas, the rim areas, and would look at
19 discussions on transportation, looking at forest
20 health issues. And those are the areas that the
21 City would like to consider when it comes to
22 congressional districting on the eastern side of the
23 state.

24 And so consideration at this point is not
25 necessarily in alignment with the international

1 border.

2 With regard to the northern part of the
3 state, the City, again, offers its map configuration
4 of the congressional district as the best
5 alternative that meets the interests for Northern
6 Arizona and would, again, resubmit that in terms of
7 consideration for discussion.

8 So thank you very much, commissioners.

9 CHAIRPERSON MATHIS: Thank you.

10 Any questions?

11 Okay. Great. I believe that ends our
12 mapping presentation agenda item.

13 Thank you all for taking time to put
14 those together. It is a lot of hard work and we
15 appreciate all of the ideas and efforts.

16 Our next item on the agenda is to do the
17 review, discussion, and direction to mapping
18 consultant on congressional draft maps.

19 The time is 1:30. Does anyone need a
20 quick break?

21 COMMISSIONER STERTZ: Yes, ma'am.

22 CHAIRPERSON MATHIS: We'll take a quick
23 ten-minute break and come back at 1:40.

24 (A recess was taken from 1:30 p.m. to
25 1:44 p.m.)

1 CHAIRPERSON MATHIS: The time is 1:44,
2 and we'll go ahead and end recess and get back into
3 the meeting.

4 We are on agenda item 3, review,
5 discussion, and direction to mapping consultant
6 regarding the development of a congressional draft
7 map based on constitutional criteria.

8 This has been a recurring agenda item for
9 weeks now and I wanted to check in with our mapping
10 consultant to see what they were able to accomplish
11 for us on this.

12 WILLIE DESMOND: Thank you.

13 So for today we have three maps, two
14 legislative and one congressional. By and large
15 these maps haven't been discussed in public. As far
16 as the criteria, they have been a little bit.

17 So I think maybe for today the
18 commissioners who have submitted their requests
19 could kind of go through them a little bit and
20 explain their thinking, if that works with everyone.

21 The two legislative maps have some
22 population imbalance that would need to be
23 definitely corrected and looked at. So I think it's
24 probably best to think of them as a working map, you
25 know, how far they've gone.

1 I think it might be helpful -- if the
2 commissioners would like, they can either give me
3 some direction today on how to make a later version
4 or they can take what's here, study it, and then we
5 can come back tomorrow and do it.

6 Also at some point I would like to
7 discuss other maps that will be ready for tomorrow
8 and make sure I have everything that the Commission
9 needs.

10 CHAIRPERSON MATHIS: Great. Thank you.

11 Well, I think I will take over, then,
12 because I see that the congressional grid map that
13 got created was one that I was specifically
14 requesting, and I very much appreciate you guys
15 getting that done for me because I know I sent this
16 to you late yesterday afternoon, so didn't have a
17 lot of time.

18 But I think -- you know, I think all of
19 the commissioners will agree that we've been hearing
20 a lot of the same themes. And all of the what-if
21 scenarios, the different maps that we've been
22 creating, I think have been really great at
23 exploring some of those public input while also
24 trying to keep tribal lands whole and keeping two
25 majority-minority districts and just some of the

1 standard things that we all agree we have to do.

2 So what I thought I would do is try to
3 bring it all together into one map, which is a
4 challenge, but there were great aspects in all of
5 the maps that we've created, I think. And so I
6 tried to take the best that I thought from those
7 maps and try to put them into one, because my
8 primary goal, really, is so that we can begin to
9 work off of one map. And I'm hoping that I've
10 captured most of -- I hope actually I've captured
11 everything that we have talked about.

12 But you'll notice there's a spot in the
13 middle that's blank. That's the unassigned area,
14 which would ultimately have four districts drawn
15 into it. So that's the hole, so to speak.

16 And we've been talking about the donut
17 hole, but I was thinking since this is an everything
18 map, this is everything bagel. If we could start
19 affectionately referring to it as that, that's my
20 thinking.

21 So starting with -- I had Mr. Desmond
22 start with whole county map 6d because that seemed
23 like the most closely aligned with what I had in
24 mind in terms of trying to accomplish two rural
25 districts and three border districts.

1 So start with number 1 -- and you can see
2 it's pretty -- I think from 6d, the only difference
3 was to capture the Kaibab and Pai tribes and keep
4 Coconino County whole, per the Navajo Nation
5 proposal, and that's what District 1 now is
6 reflecting. And I have it going all the way down
7 into Cochise County with Cochise County border -- or
8 county line being the border.

9 Number two, I just had him adjust CD 2
10 down to the border. And on your maps you'll see
11 there's a wayward 8 on there that shouldn't be
12 there. That's just a tag left over from something
13 else. So that's -- you can disregard that.

14 But I did split Santa Cruz County kind of
15 along census tract lines and then followed up along
16 I-19 and then into the Tucson area.

17 Once I got into the Tucson area, I went
18 up I-10, pretty much. So you can see that pretty
19 easily in your map.

20 And then I did include Saddlebrooke as
21 part of that district since that's a community of
22 interest, some input -- a lot of input that we've
23 had.

24 And then over to District 3, which is a
25 majority-minority district, and it's grabbing a few

1 places like Eloy, Arizona City, Picacho, Red Rock,
2 and Stanfield, as well as into Maricopa County just
3 Tolleson and Avondale to kind of maintain that
4 majority-minority district, those levels.

5 I have the population of Goodyear and
6 Buckeye in an unassigned area and then I preserved
7 what the Hispanic Coalition for Good Government
8 submitted where they have the Yuma split.

9 So the river district goes almost the
10 whole length of the state, but, again, stops at that
11 border where they had it.

12 7 on your map is just the other
13 majority-minority district, preserving that.

14 And so that leaves the rest that's
15 unassigned. And my hope is that we can -- that this
16 is a start for one map that maybe we can start to
17 adjust these lines from. And, you know, for this
18 center area, there's a lot to figure out. But I
19 know a lot of you have done a lot of thinking on
20 other maps and some of that maybe can be
21 incorporated into it.

22 And, of course, these edges are
23 adjustable as necessary, but this is sort of what I
24 thought made some sense, based on everything we've
25 heard so far.

1 I would say that for that middle area --
2 you know, just as an Independent, I think it's -- it
3 would be really worth checking into whether we could
4 create a competitive district in that center
5 unassigned area. You know, that's, of course,
6 equally weighing all of the other criteria that we
7 have to consider and, of course, following the very
8 specific language that's in our Constitution where
9 it can't be, you know, a significant detriment to
10 other goals.

11 But I do think that it kind of makes
12 sense, too, since we are creating a new district
13 this time, I thought it would be interesting to
14 explore the idea of maybe that CD 9, since that's
15 the new district, and could that be a competitive
16 district in Metro Phoenix area.

17 So I would just sort of challenge other
18 commissioners to think about that and see if that's
19 something that we could do. And granted, we're
20 balancing all kinds of things here, but I did think
21 that would be worth considering.

22 So given that, I would be open to
23 anybody's thoughts and comments on this.

24 COMMISSIONER FREEMAN: Madame Chair.

25 CHAIRPERSON MATHIS: Mr. Freeman.

1 VICE CHAIR FREEMAN: Just looking at the
2 boundary of the unassigned area, it looks like it --
3 and I'm just asking this as a question, not to
4 comment or really anything on it.

5 It looks like you've got Apache Junction
6 and then Queen Creek, south Chandler. Does that go
7 down into the San Tan Valley?

8 CHAIRPERSON MATHIS: I'm not sure. I
9 didn't give our mapping consultant specific
10 discretion. It would have been whatever was on 6d
11 for that area.

12 Can you comment?

13 WILLIE DESMOND: I will turn on the layer
14 where you can see the different census places and
15 make the --

16 VICE CHAIR FREEMAN: Yes, it does.

17 And you've got Gold Canyon included in
18 there as well. Okay.

19 CHAIRPERSON MATHIS: Any other questions
20 or comments on this?

21 VICE CHAIR HERRERA: Madame Chair.

22 CHAIRPERSON MATHIS: Mr. Herrera.

23 VICE CHAIR HERRERA: Yeah, this
24 particular map keeps the majority-minority District
25 7 below -- or makes it below the current benchmark

1 and then it increases District 3 substantially from
2 the current benchmark.

3 So can you address those issues?

4 CHAIRPERSON MATHIS: Sure.

5 I think that -- yeah, right now they are
6 kind of very similar. I believe when I checked the
7 numbers last, the HVAP number, both are in the 56
8 range now.

9 District 7's boundaries could be
10 adjusted, you know, if those need to be increased at
11 all. That is -- sort of the million-dollar question
12 is what levels do those need to be at in order to
13 achieve preclearance and not have a Section 5
14 violation.

15 So these aren't hard and fast boundaries
16 and we can do some tweaking around the edges, but
17 this is sort of the framework I was thinking that
18 maybe we could all begin to do that adjustment and
19 figure out what makes the most sense.

20 VICE CHAIR HERRERA: And one last
21 question.

22 When are we going to get the
23 competitiveness model for this particular map?
24 Because I would love to see it.

25 CHAIRPERSON MATHIS: Yeah, actually there

1 is -- they were able -- our mapping consultants were
2 able to put something together. It's the last page
3 of the splits report or close to that.

4 And so -- and again, we haven't decided
5 really on our competitiveness measures.

6 VICE CHAIR HERRERA: So which --

7 WILLIE DESMOND: I can --

8 CHAIRPERSON MATHIS: Oh, do you have it
9 on -- no, that's compactness.

10 WILLIE DESMOND: I can speak to that.

11 CHAIRPERSON MATHIS: It's on here.

12 WILLIE DESMOND: Following Ken's
13 presentation last week, he talked about some new
14 measures of competitiveness. So as it -- I think
15 moving forward what we'll be doing is running a
16 wholly separate report that's now included towards
17 the back. It will be off of that initial data
18 table. There's a competitiveness report.

19 It might be useful just for this first
20 time if I go through and explain what those numbers
21 are.

22 CHAIRPERSON MATHIS: That would be.

23 Thank you.

24 WILLIE DESMOND: And, Ken, feel free to
25 come up here if you want me to clarify anything, but

1 I think I understand.

2 So the index 2 is the average Republican
3 and statewide races in 2008 and 2010. That's very
4 similar to the measure we have been using. The
5 state average there is 54.3.

6 So what this tells you is not necessarily
7 are these 50/50 districts, but how far are they from
8 the statewide average.

9 In his last presentation, Ken showed that
10 using the, you know, average election results, a
11 difference of three either way seemed to make very
12 competitive districts.

13 When we use the party registration
14 number, a difference of five seemed to indicate
15 competitive districts.

16 So index number 3 is those same numbers
17 but with party registration also factored in.

18 This first report ran on to two pages, so
19 if you go to the next page, you'll see the fourth
20 column. We'll make sure we get that all on one page
21 to make it easier in the future.

22 So in looking at that, you can kind of
23 see the distance to the state average. I think Ken
24 had, looking at this, maybe some other changes
25 planned, so I'll let him speak to that.

1 KEN STRASMA: Thank you.

2 One of the other measures that we had
3 talked about before is distance from 50/50, or
4 another way of putting it, the distance between the
5 two major party votes. And so that's another
6 measure that we'll add to this report starting
7 tomorrow.

8 And as the chairwoman, the Commission has
9 not adopted an official measure of competitiveness,
10 so we're trying to include, you know, many of the
11 ones that have been requested or discussed. And if
12 there are other measures that people would like to
13 see, please let us know.

14 CHAIRPERSON MATHIS: That would be great.
15 Thanks.

16 So it's kind of interesting just in --
17 and obviously, these aren't final numbers, but just
18 on this framework itself, it looks like we have a
19 competitive rural, a competitive Metro Tucson, and
20 then -- you know, that's why I'm saying I think
21 having one competitive Metro Phoenix is reasonable
22 and that's where I was sort of also going with this.

23 I do think having three border districts
24 is also -- is a really compelling idea. I know
25 Mr. Stertz mentioned this a long time ago, and I

1 don't see how, by having an additional voice in
2 Washington representing border issues, is a
3 detriment.

4 So I would like to see us preserve three
5 border districts if it's -- you know, as long as we
6 are able to also achieve all of the other criteria,
7 too. But I thought that this map sort of might
8 allow us to do that.

9 VICE CHAIR HERRERA: Madame Chair.

10 CHAIRPERSON MATHIS: Mr. Herrera.

11 VICE CHAIR HERRERA: I think we can
12 create more than one competitive district for
13 Maricopa County. I think we can actually create
14 two.

15 And if you look at the river district
16 map, that's the intent of that particular map, as
17 creating as many competitive districts as possible.

18 Again, I don't see -- the criteria for
19 the -- it's only -- is missing a couple -- or am I
20 not reading it correctly? One, two, three, four,
21 five -- does it have all of them in here?

22 CHAIRPERSON MATHIS: All of the
23 districts?

24 VICE CHAIR HERRERA: Yes.

25 CHAIRPERSON MATHIS: No. The unassigned

1 area doesn't have the -- isn't -- there aren't any
2 numbers.

3 VICE CHAIR HERRERA: So what I would like
4 to do and what I intended to do on the river
5 district is, again, create as many competitive
6 districts as possible. And I would disagree with
7 Commissioner Mathis that the one is enough. I think
8 we can create more than one in the Maricopa County
9 area. And I think that the river district map 7a
10 did that. So I would like you to look at it.

11 CHAIRPERSON MATHIS: And I wouldn't -- I
12 should say, you know, at least one. That's probably
13 a better way to say that. I'm not saying -- you
14 know, if you can create others, great, we can take a
15 look at that, but I think one is reasonable.

16 Any other comments?

17 VICE CHAIR FREEMAN: Madame Chair.

18 CHAIRPERSON MATHIS: Mr. Freeman.

19 VICE CHAIR FREEMAN: Just a question on
20 the District 7. That was or was not adopted from
21 Hispanic Coalition proposal? It sounds like the
22 number has changed a little bit.

23 CHAIRPERSON MATHIS: I think it's got
24 some taken out of the -- I don't know, maybe out of
25 the southwest side to bring in more to District 3

1 because there were some adjustments on the border
2 between 2 and 3. So I kind of went from 1, 2, 3,
3 and 4. As it went, had to take things from 7 down
4 into 3 down into 2.

5 So it may not be exactly what the
6 Hispanic Coalition for Good Government presented. I
7 don't know if Mr. Desmond can say.

8 WILLIE DESMOND: It's changed. The
9 Hispanic Coalition for Good Government's HVAP number
10 I believe was 60.2. In order to bring the HVAP
11 number up in District Number 3, it was taken from 7.

12 VICE CHAIR FREEMAN: Did you not want to
13 rebalance 7 to meet the baseline?

14 WILLIE DESMOND: Well, it's more, like,
15 just kind of -- I just tried to get 3 up.

16 VICE CHAIR FREEMAN: I understand.
17 It's certainly something that would be
18 achievable, I would think.

19 WILLIE DESMOND: Yeah.

20 VICE CHAIR FREEMAN: Madame Chair, I'm
21 happy to take a run at applying that constitutional
22 criteria to this unassigned area and see what we can
23 come up with.

24 CHAIRPERSON MATHIS: That would be great.

25 VICE CHAIR FREEMAN: This is apparent at

1 the very first, but you've got far western Maricopa
2 County, which is, granted, lightly populated but
3 very rural and agrarian and that's probably going to
4 be going into an urban area to get the population, I
5 would think.

6 But anyway, that's something I'll take a
7 look at. I think we can all hopefully look at and
8 see what we can come up with.

9 CHAIRPERSON MATHIS: Thank you.

10 COMMISSIONER STERTZ: Madame Chair.

11 CHAIRPERSON MATHIS: Mr. Stertz.

12 COMMISSIONER STERTZ: I don't think it
13 was Commissioner Herrera's intent to say that he was
14 going to work on competition before he worked on the
15 other constitutional issues.

16 So as this develops -- by the way, thank
17 you. I think the concept of three border districts
18 is incredibly compelling and I appreciate that this
19 compilation donut hole map that you created here
20 takes a shot at doing so.

21 I think we heard some real compelling
22 testimony regarding rural districts today that feed
23 into this concept map that you've created, and
24 looking forward over the next couple of days of
25 exploring this.

1 I also wanted to give a special thanks to
2 Strategic Telemetry. I had called them on Friday
3 and made the suggestion about doing the dual
4 presentations. And the reason I'm saying that is
5 because as we are starting to get to the detail --
6 if you look at a map like this, which is at my
7 right, which is blocks and lines and white and
8 orange and yellow, that is interesting, but when we
9 look at the map on my left, you can actually drill
10 down and see streets and house -- and rooftops and
11 how they line up.

12 As we are looking at traffic corridors
13 and patterns by looking at the Google maps version
14 of this, it's going to be able to allow us to really
15 see how some of the communities of interest and
16 traffic patterns, corridors, and relationships
17 between communities, geographic features which don't
18 show up on the map to my right -- you can't see
19 mountains over here but you can certainly see
20 mountain ranges over here. So I've asked them to do
21 that.

22 I want to thank you guys for putting that
23 up because I know technologically it took a little
24 bit of effort so that it was able to work. And
25 seems to be -- it will be a nice working tool for us

1 to be able to utilize over the next couple of days.

2 CHAIRPERSON MATHIS: Good idea. Thank
3 you.

4 VICE CHAIR HERRERA: Madame Chair.

5 CHAIRPERSON MATHIS: Mr. Herrera.

6 VICE CHAIR HERRERA: Can somebody tell me
7 what the population is -- I think it's District 2,
8 which is a border -- according to your map, what is
9 the population of the people living in the border?
10 Because it seems awfully small.

11 So I just want to see -- it was almost
12 done to create a border district just for the sake
13 of creating a border district. It looks like that
14 population in that area would be minute compared to
15 the rest of the -- the rest of the district.

16 COMMISSIONER STERTZ: Madame Chair.

17 CHAIRPERSON MATHIS: Mr. Stertz.

18 COMMISSIONER STERTZ: As Willie is
19 looking up those numbers, I was actually looking at
20 that doing the same thing. And in looking at I-19
21 as it goes down to the border, that it's probably
22 worth, as we explore this, to be able to capture --
23 I understand the idea that there's a rural side to
24 Santa Cruz County, which is the eastern side, and an
25 urban side of Santa Cruz, which is the western side.

1 It probably is going to be worth an
2 iteration of us grabbing the urban side to connect
3 that to your -- essentially to Tucson urban district
4 to be able to pick that up.

5 And I understand that that probably is
6 going to impact some of the HVAP population that you
7 have for that district, which will reduce it down to
8 more -- it being more contemporary to where it
9 currently is.

10 CHAIRPERSON MATHIS: It does reduce it.
11 And that's actually why I was trying to preserve it,
12 was keep the urban side separate. And we had heard
13 testimony, too, that Santa Cruz -- I would prefer to
14 keep counties whole, actually, to the extent
15 possible, but Santa Cruz had given us that input
16 just Friday. And I was thinking, well, maybe there
17 really is this rural/urban divide and they don't
18 mind being split along it, which is why I used just
19 census tracts -- or told Willie to use census tracts
20 and then follow I-19 essentially up, keeping census
21 places hole.

22 COMMISSIONER STERTZ: But we might split
23 it in the opposite direction, keeping the urban with
24 the urban component and the rural with the rural
25 component.

1 Just -- it's another way to explore this.
2 But it also adds more logic to the concept of three
3 border districts in that we got three large ports of
4 entry, three distribution corridors, two most
5 specifically, the Yuma port and the Nogales port,
6 but we don't want to neglect the port coming through
7 from Douglas.

8 So that would be able to allow three
9 representatives having representation of three ports
10 of entry, which I find extremely compelling as a
11 concept.

12 COMMISSIONER MCNULTY: Madame Chair.

13 CHAIRPERSON MATHIS: Ms. McNulty.

14 COMMISSIONER MCNULTY: The border is
15 handled administratively and there are two border
16 sectors. So increasing the border district to three
17 ports of entry doesn't have any bearing on the
18 representation of the border or dealing with the
19 border vis-a-vis the administrative process. I've
20 said that before, so I won't belabor that.

21 I understand the symbolic notion of
22 having three representatives along the border, but I
23 don't think administratively that having three makes
24 a difference, because you're dealing with -- any
25 member of Congress can work on border issues.

1 I'm interested in seeing the changes in
2 the majority-minority districts here, particularly
3 as they move into South Phoenix. And as Mr. Freeman
4 said, we'll be looking forward to exploring that.

5 I agree with Mr. Herrera that on the
6 river district map, an effort was made to put
7 together districts in Central Phoenix based on
8 communities of interest with the goal of achieving
9 two competitive districts in Central Phoenix.

10 There are over 3 million people in that
11 area, and I think that they are entitled to two
12 competitive districts if we can construct those
13 consistent with communities of interest in Phoenix
14 and the other criteria. And that's what I will be
15 -- that's my goal.

16 COMMISSIONER STERTZ: Madame Chair.

17 CHAIRPERSON MATHIS: Mr. Stertz.

18 COMMISSIONER STERTZ: I certainly respect
19 the concept, but not to the detriment of any of the
20 other items. And as I've been reviewing these maps,
21 I can't -- I can find multiple areas, multiple
22 locations where we are at the detriment of the other
23 constitutional areas.

24 So I'm going to go back to -- I think
25 that the idea of starting to merge these together to

1 a map for exploration is sound, it's prudent, and we
2 need to start looking at areas that -- and issues
3 that we know are true. And I know that if it flies
4 and quacks, it's a duck. We're going to be able to
5 know what a community of interest is, what a road
6 and accumulation is. We've had significant
7 testimony telling us that.

8 And, you know, it's very clear some of
9 these work and it's very clear some of them don't.
10 I just want to get to that place and start getting
11 to that area, because at the end of this week our
12 goal is to say we are moving a map forward.

13 VICE CHAIR HERRERA: Madame Chair.

14 CHAIRPERSON MATHIS: Mr. Herrera.

15 VICE CHAIR HERRERA: I would agree with
16 Commissioner McNulty. The issue of the three border
17 districts -- well, let me go to the border
18 districts.

19 It is -- the border districts is a -- not
20 only a state level but a federal issue as well. You
21 can have ten -- you can divide the -- this
22 congressional up into nine border districts and just
23 going into nice little slivers going up and down and
24 it wouldn't matter. I don't think they would have
25 more representation or less.

1 I think the people on the borders -- the
2 response was probably as great or probably greater
3 that by creating more than two border districts
4 dilutes the representation. And I concur with that
5 because I don't really think that creating three,
6 four, five border districts gives them a greater
7 voice.

8 It is a federal issue that -- not only at
9 the federal level, but I think every representative,
10 whether they are at the border or not, should be
11 paying attention to.

12 So creating a border district that looks
13 like number 8 to me looks like creating a border
14 district just for the sake of creating a border
15 district.

16 I grew up on the border and it was an
17 issue for everyone, not just people that lived on
18 the border.

19 So I'm leery of this kind of breakdown
20 where you see that the border is so tiny and -- and
21 too -- I mean, I don't know if Willie Desmond has
22 the population, but I'm curious to see -- especially
23 comparing it to what the population on the border
24 compared to the 3 compared to 1, I would love to
25 know that. To me it just looks odd.

1 WILLIE DESMOND: And Santa Cruz County,
2 District Number 2, has 5,085 people.

3 VICE CHAIR HERRERA: That are on the
4 border?

5 WILLIE DESMOND: In Santa Cruz County.
6 So if you look up on that screen, the red part is
7 about 5300 people.

8 VICE CHAIR HERRERA: 5300 people?

9 WILLIE DESMOND: Yeah.

10 VICE CHAIR HERRERA: And we are
11 considering that a border district?

12 COMMISSIONER STERTZ: Oh, Mr. Herrera,
13 please.

14 VICE CHAIR HERRERA: No, please. I
15 actually have an opinion.

16 COMMISSIONER STERTZ: Not that you got --

17 VICE CHAIR HERRERA: Wait. Let me
18 finish.

19 Whether you disagree with me or not,
20 don't say "please." Some of the comments you make
21 are ridiculous but I don't say "please" to you.

22 I have an opinion to make, and I would
23 consider myself a border rep. I lived on the
24 border, I breathed border, and to me, this is not
25 something just for the sake of, oh, let's create

1 another border district. I don't -- that's how I
2 look at it. Whether you agree with me or not, I
3 would want you to respect my opinion like I respect
4 yours.

5 COMMISSIONER STERTZ: Mr. Herrera,
6 unfortunately, what you just said does. But I was
7 going to say to you that when you're talking about a
8 border district, there are 710,000 people in that
9 overall district. This was a first iteration that
10 the chair has come up with for us to review.

11 And I appreciate the fact that she's
12 making a view of looking at the compelling
13 discussion regarding three borders, which I will
14 intend to explore in great detail over the course of
15 the next week.

16 And this is a -- it's -- it couldn't be
17 any more of an important issue than it is today.

18 VICE CHAIR HERRERA: It is an important
19 issue. The border is an extremely important issue,
20 but again, I have my opinion, and if you disagree,
21 that's fine. I think we should all be able to
22 create a what-if scenario and disagree.

23 And I happen to -- I mean, obviously --
24 hopefully this is the beginning stages of this
25 particular what-if, because this is really the first

1 time I've seen this. And I have a right to say, you
2 know what, there's been plenty of public comment
3 opposing the three border districts. I'm sure you
4 acknowledge that it's probably just as much or the
5 same as creating three border districts.

6 So I want to make sure that the people
7 that are in favor of the two border districts are --
8 they are also being heard. And I think I would
9 represent them. And again, if you disagree with me,
10 that's fine, but I would respect -- I would ask for
11 you to respect my disagreement, as I do yours.

12 CHAIRPERSON MATHIS: So this is the first
13 iteration of the everything map, and I would suggest
14 that if we could all at least agree to use this map
15 to move forward and make adjustments as we see fit,
16 that that would be a good way to move forward so
17 that we can actually have one draft map at the end
18 of this.

19 VICE CHAIR FREEMAN: Madame Chair.

20 CHAIRPERSON MATHIS: Mr. Freeman.

21 VICE CHAIR FREEMAN: I would be happy to
22 look into that.

23 I did work on a further refinement to my
24 last what-if, but -- and I would like to go ahead
25 and give that to Willie just because one of the

1 things I was trying to explore was what could we do
2 to satisfy -- how would a map look that would
3 satisfy the criteria in the best way possible.

4 I think I would agree with Commissioner
5 Herrera that the Constitution does not describe
6 there shall be one, two, three or ten districts that
7 touch the border.

8 Likewise, the Constitution does not
9 prescribe that there shall be one, two, three
10 competitive districts, however that's defined
11 whether they be in the urban Metro Phoenix area or
12 Tucson or wherever.

13 I think it's incumbent -- the
14 Constitution makes it incumbent upon us to favor
15 competitive districts, however we define that, when
16 it does not cause a substantial detriment to the
17 other goals.

18 In working on -- through the whole
19 counties what-if approach, near the end there, and
20 there -- was more refinement I was going to do to
21 the urban areas so we don't lop off the tops of
22 various cities and we keep them whole, but I was
23 looking at ways to configure districts in the urban
24 area that take compactness into consideration, that
25 take municipal boundaries into consideration, that

1 take communities of interest into consideration,
2 which is where I was going with the last iteration,
3 and see how they can be configured to see which one
4 meets those goals and yields the more competitive
5 districts.

6 So what I'm going to do with this one is
7 just sort of make the process with this combo map
8 and see what we can do.

9 CHAIRPERSON MATHIS: Great. Thank you.

10 Other thoughts?

11 It sounded like, Mr. Stertz, you wanted
12 to see Santa Cruz becoming whole if this were
13 adjusted to a version -- see another what-if on it?
14 Was that -- is that accurate or is there something
15 else you had in mind?

16 COMMISSIONER STERTZ: Madame Chair, there
17 are several things that I've got in mind. One, the
18 original three-border district that you had
19 proposed, which was the combo between the river
20 district, is also one that has got a lot of --
21 there's a lot of components of it that I want to see
22 if they can be rolled into the design that you have
23 just proposed as far as the combo or your bagel.

24 CHAIRPERSON MATHIS: Well, can we begin
25 doing some of this now or at least tomorrow so that

1 we're actually, during these meetings, getting
2 something done so we can actually get the draft map
3 finished?

4 COMMISSIONER STERTZ: Yes, positively.

5 CHAIRPERSON MATHIS: I would like to at
6 least get the congressional grid map done soon. And
7 again, I want to stress it's a draft map. So I
8 think we should either plan to work during the
9 meetings to actually make the adjustments now or
10 tomorrow, once you guys have some opportunity to
11 look at that unassigned area.

12 COMMISSIONER MCNULTY: Madame Chair, I
13 feel like I need an opportunity to look at this. I
14 also would request that Strategic Telemetry complete
15 the changes that we requested -- that Mr. Herrera
16 requested to the river district map and provide that
17 to us not later than tomorrow morning.

18 CHAIRPERSON MATHIS: Okay. So we'll be
19 moving forward on three maps now, this one and the
20 one that Mr. Freeman has, and this one?

21 WILLIE DESMOND: Yes.

22 So just to clarify, for tomorrow I'm
23 going to have the river 8a and the whole counties
24 7 --

25 COMMISSIONER FREEMAN: Madame Chair, it

1 won't be too much on mine because I think I can just
2 give it to Willie. I just would like to see him
3 generate the report on it.

4 And as for what we do with the bagel map
5 at this point, maybe for tomorrow -- I'm not going
6 to -- I would have to think about the -- maybe I
7 would defer to Commissioner Stertz on how District 2
8 touches the border.

9 But in terms of adjusting District 7 so
10 that it meets our baseline a little better,
11 perhaps -- maybe that's something that could be
12 looked at too.

13 WILLIE DESMOND: Could I just seek a
14 question from counsel legal on that?

15 CHAIRPERSON MATHIS: Legal counsel.

16 WILLIE DESMOND: If one of the two
17 majority-minority reaches the old baseline, is --
18 I'm trying to -- is there an obligation to keep the
19 same area at the same baseline or does one have to
20 be at the same level and one has -- there has to be
21 one -- assuming that there's still the opportunity
22 to elect.

23 MARY O'GRADY: It's just on a statewide
24 basis. If we start out with two where there's an
25 opportunity to elect, we need to make sure that we

1 maintain two with an opportunity to elect. They can
2 shift areas and they can shift numbers as long as
3 they maintain that opportunity to elect.

4 So to the extent there's a lot of
5 changes, you have a lot more analysis to do to make
6 sure that you are preserving that opportunity.

7 And so it's really back to the whole, you
8 know, what do you need to make sure that we maintain
9 the opportunity to elect.

10 WILLIE DESMOND: Okay. Well, then that
11 means that I can adjust 7 up to meet the current
12 benchmark in that district.

13 Are there other changes for tomorrow?

14 I guess one question I would have would
15 be District 4 needs to make up 200,000 people. I'm
16 unclear on where that would be done right away.

17 VICE CHAIR FREEMAN: District 4 is short
18 200,000?

19 WILLIE DESMOND: Yes. It's short I
20 believe 211,000 people.

21 VICE CHAIR HERRERA: Madame Chair.

22 CHAIRPERSON MATHIS: Mr. Herrera.

23 VICE CHAIR HERRERA: Another issue is
24 going back to District 3 that has what I would
25 consider too high of a concentration of HVAP. So I

1 would recommend that we look at that as well, not
2 only bringing the other majority-minority district
3 to at least a minimum -- what I've said before, the
4 benchmark, but 3, I would consider to be -- my
5 opinion to be too high and close to packing.

6 WILLIE DESMOND: Then if it's all right
7 with the Commission, I will bring 7 up by taking a
8 little from 3 so that they are both closer to their
9 current benchmark. 7 can go up a little bit and 3
10 can come down.

11 COMMISSIONER STERTZ: Madame Chair.

12 CHAIRPERSON MATHIS: Mr. Stertz.

13 COMMISSIONER STERTZ: By moving all of
14 the Santa Cruz County into your CD 2, you should
15 effectively be able to reduce 3.

16 WILLIE DESMOND: Okay. Are these things
17 we want to pursue on parallel tracks, then, I guess,
18 one with Santa Cruz whole and one without?

19 COMMISSIONER MCNULTY: Madame Chair, if
20 we remove Santa Cruz County, what -- then we need to
21 make up the population in District 2; is that
22 correct?

23 WILLIE DESMOND: Yes. Actually, if you
24 remove Santa Cruz County --

25 COMMISSIONER STERTZ: No, not remove

1 Santa Cruz County.

2 WILLIE DESMOND: -- you need to make it
3 up in District 3. 2 will be overpopulated.

4 COMMISSIONER MCNULTY: You're going to
5 add the urban portion into that district, then
6 you're going to have to lose more population from
7 that district; is that right?

8 WILLIE DESMOND: I believe if I
9 understand -- correct. 2 would have all of Santa
10 Cruz County so that 2 would be a third border
11 district with all of Santa Cruz County. It would
12 need to lose population somewhere else in Tucson or
13 Pima County.

14 COMMISSIONER MCNULTY: Well, I would
15 be -- I would have a lot of concern about how that
16 was done, so I wouldn't support just doing that
17 willy-nilly, to use the phrase.

18 VICE CHAIR FREEMAN: Madame Chair.

19 CHAIRPERSON MATHIS: Mr. Freeman.

20 VICE CHAIR FREEMAN: As for the deficit
21 in District 4, I would think we would have to cross
22 into Maricopa County and just try to add as much
23 rural population as we can out of the western
24 Maricopa County, keeping it in sort of
25 farming/agrarian/ranching area as best possible so

1 it's consistent with the rest of District 4.

2 WILLIE DESMOND: What about Pinal County
3 also? Is that an area that should be included as
4 higher priority or at a lower? There is the area of
5 Apache Junction and Gold Canyon and San Tan Valley.

6 COMMISSIONER STERTZ: Madame Chair.

7 CHAIRPERSON MATHIS: Mr. Stertz.

8 COMMISSIONER STERTZ: And the areas that
9 all tie together in that part of the city are Apache
10 Junction, Gold Canyon, San Tan Valley, Gilbert,
11 Queen Creek. Those are all areas that one rolls
12 right into the other.

13 Gold Canyon is out there by itself and
14 Apache Junction is a developing community, but you
15 talk about the San Tan Valley connecting to Gilbert
16 and Queen Creek, they almost -- they roll one right
17 into the other. So I would try to keep that area
18 intact.

19 WILLIE DESMOND: Okay.

20 COMMISSIONER STERTZ: I would try to work
21 diligently to keep the northern -- and you can
22 probably pick Indian School or Thomas -- northern
23 Scottsdale and Paradise Valley intact.

24 Probably in the San Tan/Gold
25 Canyon/Fountain Hills/East Cave Creek, sort of that

1 area, intact.

2 The Anthem/Sun City/Surprise, that sort
3 of grouping up there, all are areas that make sense
4 and stay intact.

5 We've heard from commissioners one view
6 and from the public and people different views on
7 the 101.

8 Cities grow in age from the inside out.
9 And the 101 loop, the 202, and now the west side 303
10 development -- over the next ten years the 303 is
11 going to be something that's going to have impact.

12 So I'm looking to see to accumulate the
13 areas in the western Valley, Avondale, Peoria,
14 Glendale, Litchfield Park, and keeping those areas
15 intact. Those are areas that have grown and
16 developed together.

17 And again, when you start looking at
18 Google maps and laying it on top of it, you'll start
19 to see --

20 There's one other area I want you to look
21 at as well. There are development areas throughout
22 the state in the higher growth areas where there are
23 large tracts. Johnson Ranch, for example, where
24 it's projected to have 30,000 plus developed people
25 and its continuing to grow.

1 You're down in Green Valley, you've
2 actually, in a couple of your maps, split
3 development areas because, obviously, there's no
4 population there currently but there are actually
5 areas that are master planned for growth.

6 So we need to start looking at those so
7 that they don't arbitrarily, as growth occurs, get
8 split down the middle of a subdivision that doesn't
9 show any population currently but the infrastructure
10 and the design is coming in.

11 So we'll be able to look at that both by
12 looking at aerials and the maps simultaneously, if
13 that makes sense to you.

14 CHAIRPERSON MATHIS: Okay.

15 Ms. McNulty.

16 COMMISSIONER MCNULTY: Madame Chair,
17 Mr. Desmond, my perspective would be a little
18 different. I don't think we can balance population
19 in 4 until we figure out what goes in the middle.

20 I think that -- you know, that's what I
21 think. I think that we need to leave open the
22 flexibility that that will get balanced as we work
23 on the districts that are left here.

24 If what Madame Chair is suggesting is
25 that this is kind of an arbitrary ironclad limit for

1 that district and that everything has to be within
2 that -- I guess she can explain that, but I
3 wouldn't -- just looking at this, I wouldn't view
4 this that way any more than I looked at Commissioner
5 Freeman's map that way.

6 I think what we are being invited to do
7 is reach some sort of agreement on this, but I don't
8 think that means it has to be within these
9 boundaries.

10 I also just want to make the point -- we
11 did this over and over again and we've been doing it
12 for months. We have very different perspectives on
13 what competitiveness -- what the role of
14 competitiveness is.

15 And the whole reason this Commission was
16 created was to foster fair and competitive
17 districts. And 30 percent of this state is
18 Republican, 30 percent is Democratic, 30 percent is
19 Independent.

20 We need at least three truly competitive
21 districts in this state. We have an opportunity to
22 create four. We've been having kind of a petty
23 dispute about whether the established neighborhoods
24 that are south of the 101 are -- or we've been
25 having a petty dispute about 101 to try and avoid

1 talking about the fact that the established
2 neighborhoods south of it do, in fact, create an
3 opportunity for a fourth competitive district to
4 evolve over the next few years.

5 I'm still interested in that. I think it
6 would be a lost opportunity not to do that. And I
7 think the citizens -- the people in Phoenix deserve
8 a truly competitive -- one or more truly competitive
9 districts.

10 COMMISSIONER FREEMAN: Madame Chair.

11 CHAIRPERSON MATHIS: Mr. Freeman.

12 VICE CHAIR FREEMAN: Unless we know how
13 we can draw these maps in a way that meet the first
14 five constitutional criteria, we are not going to be
15 able to assess whether favoring competitive
16 districts causes a substantial detriment to our
17 constitutional charge to draw maps that meet those
18 goals.

19 So I think we need to keep that in mind
20 as we are filling in this urban area. I do think
21 we've heard about rural versus urban. I think this
22 map gives us an opportunity to further that
23 rural/urban community of interest.

24 In terms of carving up the metro area, I
25 think we need to, of course, favor a layout that

1 yields more competitive districts but we also need
2 to keep in mind how the cities fit together and how
3 they are laid out. We need to keep in mind at least
4 minimizing splits in those cities. We need to keep
5 in mind communities of interest.

6 We've heard lots of -- or at least I've
7 reviewed plenty of public comment about areas north
8 of the 101 and how they are tied intimately to North
9 and Central Phoenix. And that comports with my own
10 view of Phoenix, having grown up and lived most of
11 my life here.

12 There's a strong connection for me to
13 where I live with the North Valley and to areas like
14 Cave Creek and Anthem.

15 So I think those things -- types of
16 things need to be considered as we put this
17 together. And when we are all finished, I think we
18 need to look at whether we can -- what falls out of
19 that or depending on which ways we fit the pieces
20 together, whether we get districts that are
21 competitive.

22 When we talk about 30 percent,
23 30 percent, 30 percent in this state, it's not
24 really that way. It's actually, I think -- and
25 don't hold me to the numbers, but I think it's

1 35 percent Republican, 31 percent Democrat, and the
2 remainder Independent. And after you create those
3 two voting rights districts, actually that spread
4 between Republicans and Democrat registration
5 becomes much greater.

6 So it -- if we do get it, it looks like
7 even with this map, as developed so far, we get a
8 couple of districts that are competitive. I think
9 that's very good.

10 If another competitive district falls out
11 in the Phoenix Metro area, that would be great. But
12 to start with the premise of I'm going to begin with
13 street-level changes to a revision to a map to try
14 to engineer a competitive district at the detriment
15 of all of the other constitutional goals, I don't
16 think is right.

17 I don't think it's right -- if the
18 virtues of being in a competitive district are what
19 they -- people say they are, then it applies to
20 everyone in this state.

21 And while it may be that people living in
22 CD 4 as constructed, it's a pretty heavily
23 constructed -- heavily Republican district. It is
24 on all of our maps that we've developed so far.

25 To say it's impossible to put those

1 people in a competitive district, not true. I think
2 no one has explored that. But I think it's not
3 going to happen because in order to place those
4 people in a competitive or more competitive
5 district, you're going to have to run roughshod over
6 things like compactness over crossing municipal and
7 city lines. It's going to be a very funny-looking
8 map. So it may not be possible there.

9 But in urban areas, I think the
10 population is denser, it's more evenly spread out,
11 more or less, and it's possible, then, to construct
12 districts that are compact, that respect municipal
13 boundaries, or at least minimize splits to them,
14 that respect communities of interest and to meet
15 those constitutional goals and then to favor the
16 configuration that yields the more competitive
17 result.

18 So I'm looking forward to at least taking
19 a crack at filling in the hole in the bagel here.

20 COMMISSIONER MCNULTY: Madame Chair.

21 CHAIRPERSON MATHIS: Ms. McNulty.

22 COMMISSIONER MCNULTY: We've had this
23 discussion so many times and I apologize for having
24 it again, but I disagree with everything Mr. Freeman
25 just said.

1 Competitiveness is not last. The Supreme
2 Court said it was not last. The purpose of
3 Proposition 106 was to achieve it.

4 The six criteria need to be melded
5 together to achieve a whole. Nobody is running
6 roughshod over anything.

7 We have looked at competitiveness and
8 developing competitive districts in the context, and
9 after having considered and considering with all of
10 the other criteria, and we'll continue to do that.

11 And as I said a couple minutes ago, we
12 have fundamental agreement on this Commission about
13 the importance of competitiveness and how it factors
14 into the other criteria, and I don't think that's
15 going to change.

16 Doesn't make any of us wrong, I guess.
17 Just means we have a very strong difference of
18 opinion. And I expect that will continue.

19 But I will be looking for truly -- for
20 true competitiveness for the citizens of Maricopa
21 County. I don't think there's any reason that we
22 cannot achieve that consistent with all of the other
23 goals of the Constitution.

24 I think that's what we are charged with.
25 I think that's the whole reason this Commission was

1 set up. And I don't intend to ignore that.

2 VICE CHAIR HERRERA: Madame Chair.

3 CHAIRPERSON MATHIS: Mr. Herrera.

4 VICE CHAIR HERRERA: Every time we talk
5 about competitiveness, we have a couple of
6 commissioners accuse a couple of commissioners that
7 we are ignoring the other criteria. And I listened
8 to Commissioner McNulty. I don't think she ever
9 said that she wanted to ignore the other criteria.

10 She understands the other criteria are
11 important. And so when people say that they run
12 roughshod or ignoring the other criteria, I --
13 again, they keep saying that and it kind of bothers
14 me because it isn't true.

15 Commissioner McNulty knows the criteria
16 well and she understands that the six criteria is
17 equally -- although it was on the number six, it's
18 equally as important as the other criteria. And
19 we're taking all of the other criteria as seriously
20 as competitiveness.

21 But this is not an easy process, you
22 know, but again, when we talk about Prop 106, I
23 think the people that voted for Prop 106 wanted --
24 and they stated it pretty clearly, they want to get
25 this out of the legislators' hands. The legislators

1 were not creating competitive districts; they were
2 creating districts that served their best interest.
3 And typically that's not competitive districts.

4 And I think the people that voted for
5 Prop 106 spoke very clearly. We want to get this
6 away from the legislators and in the hands of an
7 independent commission that will honor all of these
8 criteria, including competition, which is, I think,
9 key. It definitely is important. Because if you
10 don't have competition, why vote. And I think
11 there's a lot of people, the reason they don't vote
12 is there is not competitive districts.

13 So again, when we are creating these
14 maps, we're taking all of the criteria into account.

15 COMMISSIONER FREEMAN: Madame Chair.

16 CHAIRPERSON MATHIS: Mr. Freeman.

17 VICE CHAIR FREEMAN: You know, the last
18 instructions on the so-called river district map,
19 there was a district that started in the far West
20 Valley in Buckeye and came over and grabbed Sun
21 City, Sun City West, went over the top of the
22 Phoenix Metro area, cutting off the top of Peoria,
23 Phoenix, Cave Creek, I believe, and Anthem and got
24 North Scottsdale and I believe -- well, then we had
25 a river district, river district 4 that came over

1 Phoenix.

2 Now, granted, rural districts -- the
3 notion of compactness is a little different in my
4 mind, but it wraps around the north part of Phoenix
5 and had two tendrils. One that cut through Apache
6 Junction and went south to grab the San Tan Valley
7 and another one that dove into the Phoenix Metro
8 area and grabbed an area of North Scottsdale.

9 Today if we were still on that, I was
10 going to recommend that you go ahead and extend that
11 on and put Paradise Valley in the river district
12 because if the goal is to pack as many Republicans
13 in one district as possible, you'd probably find a
14 few there. And you might want to even drop a couple
15 tendrils -- a tendril down south of Paradise Valley
16 and you'd get a house that had two more registered
17 Republicans. I don't think we should be doing
18 things like that.

19 I think one thing I agree with
20 Commissioner McNulty on is she said earlier we need
21 to put together a map that fits together the way
22 Arizona fits together. And I agree with that. And
23 I think that's something that we need to keep in
24 mind.

25 We need to keep in mind that when we get

1 finished with these maps, they are going to get
2 published in the paper. And when they appear on the
3 front page of the paper, you know, they are not --
4 those maps aren't going to have all of the fine
5 details that we see up on our screens. It's going
6 to be a map of Arizona with color-coded districts.

7 And when someone looks at it, if they see
8 well-put together districts that are reasonably
9 compact and sort of fit together in their mind the
10 way Arizona fits together, I think they are going to
11 think we did our job. If they see districts that
12 are odd and peculiar looking, there's going to be
13 questions as to whether something else was going on.

14 So I think we need to sort of keep all of
15 the constitutional goals in mind as we go forward on
16 this.

17 COMMISSIONER MCNULTY: Madame Chair.

18 CHAIRPERSON MATHIS: Commissioner
19 McNulty.

20 COMMISSIONER MCNULTY: The way that we
21 are going to know whether we did our job is whether
22 people care enough and think their vote counts
23 enough to get out and vote. They are not going to
24 care -- well, there will be a few people who care
25 what it looks like in the paper, but what really

1 matters is whether people feel they have a voice and
2 whether people feel it makes a difference whether or
3 not they vote. That's what our job is, not to make
4 districts that look pretty.

5 COMMISSIONER STERTZ: Madame Chair.

6 CHAIRPERSON MATHIS: Mr. Stertz.

7 COMMISSIONER STERTZ: I'm hearing this
8 and I understand that we've got a disagreement of
9 ideology, but what I just heard Commissioner McNulty
10 say is that competitive districts, no matter what
11 they look like, however they go in, whatever
12 direction that they go in is more important than
13 anything else.

14 COMMISSIONER MCNULTY: Mr. Stertz, that
15 is not what I said. And as I said earlier, you can
16 say it as many times as you want to, and I know you
17 will, but that doesn't make it true.

18 COMMISSIONER STERTZ: But that's what you
19 just said.

20 VICE CHAIR HERRERA: No, it's not what
21 she said.

22 COMMISSIONER MCNULTY: Would you please
23 read back the transcript?

24 VICE CHAIR HERRERA: Let's prove him
25 wrong.

1 CHAIRPERSON MATHIS: You don't have to do
2 that, Michelle. You don't really need to. It's
3 just Mr. Stertz reinterpreting what I said.

4 What I said is going to matter is whether
5 people feel as though it makes a difference for them
6 to get out and vote.

7 COMMISSIONER STERTZ: Madame Chair, I'm
8 just trying to describe that as you described it.
9 You said that how the public is going to look at the
10 maps as they appear in the paper, they are not going
11 to care what they look like as long as they come out
12 to vote.

13 And I know you have equated coming out to
14 vote as being based on competition, the higher the
15 level of competition there is, the more people that
16 come out to vote.

17 And I wanted to go back to something that
18 you said last Thursday about you and I living in
19 competitive districts.

20 Legislative District 28 is not a
21 competitive district. Congressional District 7 is
22 not a competitive district. Neither one of those
23 two are. And those are the districts that we reside
24 in.

25 So it's clear to me that if we wanted to

1 look at 14th Amendment issues, I'm one of the
2 disenfranchised that live in Legislative District
3 28. But I don't feel that way because I live in an
4 area that I chose to live in because -- and I
5 understand it clearly. I live near the University
6 of Arizona. It's most particularly populated by
7 people that are very similar in the way that they
8 look at life. They are more -- there's a lot more
9 Democrats living there than Republicans. Almost
10 two-thirds to one-third. And I recognize that, but
11 that's a community that I choose to live in, but
12 it's a community of interest. That is by no means a
13 competitive district.

14 VICE CHAIR HERRERA: Madame Chair.

15 CHAIRPERSON MATHIS: Mr. Herrera.

16 VICE CHAIR HERRERA: I would recommend
17 that we move on before we have commissioners putting
18 words in the mouth of commissioners that they didn't
19 say.

20 I find it -- it just bothers me -- you
21 have a commissioner who is pretty clear on what she
22 said and then you have a commissioner saying, no,
23 she said this. I think she should know what she
24 said.

25 So let's move on. Commissioner McNulty

1 has been pretty clear that she cares about all of
2 the criteria, and I just -- we keep saying things
3 that people don't say.

4 Again, let's move on.

5 CHAIRPERSON MATHIS: Okay. I have --
6 Go ahead.

7 VICE CHAIR HERRERA: If we can move on to
8 something a little more productive.

9 CHAIRPERSON MATHIS: We can as soon as I
10 have a chance to say something.

11 VICE CHAIR HERRERA: Of course you can
12 say something.

13 CHAIRPERSON MATHIS: Okay. Great. I
14 would like to say that from the Constitution, our
15 mission, it says: To oversee the mapping of fair
16 and competitive congressional and legislative
17 districts.

18 So I think Ms. McNulty is right.

19 I also think that Mr. Freeman is right.
20 The way it's laid out and how we look at this, we
21 equally weigh all of the other criteria. And if we
22 can create a competitive congressional district
23 that, you know, creates no significant detriment to
24 the other goals in doing so, that we should do so.

25 And that's where I maintain that if we

1 can do that in Metro Phoenix, I think that would be
2 wonderful. It does --- if there's a way to do a
3 rural -- Metro Tucson and Metro Phoenix competitive
4 district that isn't, you know, detrimental to all of
5 the other criteria that we're dealing with, too,
6 that we should do so, and to meet competitiveness in
7 a district in which neither party has a built-in
8 advantage, and that's my definition of it. And I
9 know we haven't agreed on exactly the measurement
10 that we are going to use, but I just think that they
11 are both right and we need to work together to kind
12 of move forward.

13 And so I agree with Mr. Herrera on this,
14 too. Let's move on to the next thing if we can, but
15 I want to get some concrete advice from Mr. Desmond
16 on what we're doing on this congressional grid map,
17 because tomorrow we will be in Tucson at 9:00 a.m.
18 and I would like to have some kind of forward
19 progress on the everything map and then what
20 Mr. Freeman has done and then -- has suggested and I
21 guess if it's Mr. Herrera's river district, I'm not
22 sure, but -- whatever we have to do, but I would
23 like to see you guys attack the everything map and
24 make adjustments as you think would satisfy what you
25 believe you've heard from the public and what makes

1 the most sense given our constitutional criteria.

2 COMMISSIONER FREEMAN: Is this on our
3 website right now?

4 CHAIRPERSON MATHIS: I don't know.

5 Buck, you don't have this one on the
6 website yet, do you?

7 BUCK FORST: Yes, they are all up.

8 CHAIRPERSON MATHIS: Okay. It is.

9 So on the website it's called 3 border 2
10 rural.

11 WILLIE DESMOND: I think it's actually
12 called 3 border 2 rural 1 donut.

13 CHAIRPERSON MATHIS: Oh, on the printout
14 it just says 3 -- maybe we need to change that to
15 bagel now.

16 So any thoughts on -- maybe you can -- I
17 know you've just gotten this today. If you could
18 look at it and provide some direction and guidance
19 through Mr. Bladine to all of the commissioners as
20 to what you're thinking and how you might carve up
21 the center, too, that would be great. I would
22 really appreciate it.

23 WILLIE DESMOND: Can I just clarify then
24 for tomorrow, is there any changes to it? Do we
25 want to adjust District 7 or should we wait until we

1 have further input before doing that?

2 CHAIRPERSON MATHIS: I think 7 -- I mean,
3 this is just my opinion, but we want to ensure we
4 maintain the majority-minority levels that we have
5 to since it is a benchmark district. So whatever
6 has to be done to do that, plus -- you know, I think
7 it is -- all of this --

8 Everything touching that center is
9 impacted in some way. So some of those are lines
10 that are going to be tweaked in different ways.

11 I would hope that commissioners -- I know
12 that they've on other maps suggested a different
13 carve-up of the center. And if that can be, you
14 know, kind of worked into this framework, I would
15 think that would be a way to move forward.

16 VICE CHAIR HERRERA: Madame Chair.

17 CHAIRPERSON MATHIS: Mr. Herrera.

18 VICE CHAIR HERRERA: What I would like to
19 do -- I gave my comments on this particular map that
20 you are talking about, but I would like to take some
21 more time. Because really this is the first time
22 I've seen this particular map and although there's
23 things that I do like, there's things I disagree on.

24 I would like to hopefully take today and
25 tonight to look over and probably give Mr. Desmond

1 or Ray some of my comments and how we can improve
2 this map going forward.

3 CHAIRPERSON MATHIS: That's fine, and
4 thank you.

5 And I think that maybe the way to do it
6 since each of you may have different ideas on this
7 is we explore those in the session tomorrow,
8 since -- because I think that's the only way that we
9 can all talk about them and actually make some
10 decisions.

11 WILLIE DESMOND: Okay. So for tomorrow
12 I'll leave this one just as it is but we are ready
13 to play around with it a little bit and explore
14 possibilities as a group.

15 Commissioner Herrera's river 8a will be
16 ready for you guys. I'll try to send the block
17 equivalency file tonight and then certainly tomorrow
18 morning we'll have it ready to go.

19 Commissioner Freeman's whole counties
20 maps, although I think he may need to provide me a
21 little bit further guidance. If you want to do that
22 off line or right now, either is fine with me.

23 We'll also be ready for tomorrow morning.

24 CHAIRPERSON MATHIS: Great.

25 COMMISSIONER FREEMAN: I can just give

1 you what I have.

2 WILLIE DESMOND: Let's do that.

3 CHAIRPERSON MATHIS: Okay. Any other
4 comments on congressional?

5 VICE CHAIR HERRERA: Is it okay if we
6 take a break?

7 CHAIRPERSON MATHIS: It's 2:47. Do we
8 want to take a quick break?

9 VICE CHAIR HERRERA: Well, I do. Whether
10 you need to take a break or not, I do.

11 CHAIRPERSON MATHIS: Okay. We'll take a
12 quick break -- or how about five minutes?

13 It's 2:47 p.m.

14 (A recess was taken from 2:47 p.m. to
15 3:05 p.m.)

16 CHAIRPERSON MATHIS: Okay. We'll enter
17 back into public session. Recess is over. The time
18 is 3:05 p.m.

19 And we are on agenda item 4 now, review,
20 discussion, and direction to mapping consultant
21 regarding the development of the legislative
22 district map.

23 And we've got two in front of us, so I
24 will ask Mr. Desmond to tell us what he's done for
25 us.

1 WILLIE DESMOND: Okay. There is two for
2 today.

3 The legislative grid map what-if scenario
4 9 minority districts option 1 version 6b is
5 something that Commissioner Freeman had asked for.

6 The e-mail where he kind of laid out what
7 he wanted is included as part of the criteria, parts
8 of it. So that kind of gives you the thought
9 process.

10 There are some areas where we have to
11 make up -- you know, there are population deviations
12 that would need to be corrected in a later
13 iteration, but I tried to respect kind of the
14 direction I was given to the utmost. So I didn't
15 balance anything that much beyond where it was
16 mentioned to specifically do so.

17 So I will, I guess, bring that one up and
18 if you want I'll just kind of walk through some of
19 it.

20 Okay.

21 VICE CHAIR FREEMAN: Just as a -- well,
22 first of all, this is a very tough nut to crack
23 because with congressional districts, we were
24 dealing with 9 puzzle pieces, now we're dealing with
25 30. And every time you make an adjustment to one --

1 one legislative district, it causes a ripple effect
2 that goes through the entire map, and all of a
3 sudden it's 2:00 in the morning and you're still
4 playing with the map.

5 But to try to chip away at the block, the
6 approach taken -- I took was to sort of take the
7 same sort of approach as with the whole counties
8 approach I took on the congressional side, which is
9 sort of to start with the outside of the state and
10 work your way in and trying -- in working from the
11 outside in, looking at trying not to split counties.

12 And that way you end up constructing --
13 my thought was you maximize the number of rural
14 legislative districts that sort of ring -- go around
15 the outer boundary of the state. You keep them
16 rural and you end up respecting county lines.

17 So I actually started with the district
18 that -- moving the lines that overlay sort of the
19 Mohave County area and sort of adjusted those lines
20 to follow -- and I don't want to zap Jose with my
21 pointer, so don't look at me.

22 VICE CHAIR HERRERA: Sorry.

23 COMMISSIONER FREEMAN: So I created that
24 one which includes Mohave County south of the Grand
25 Canyon and picks up La Paz County, a nice-looking

1 river district actually -- legislative district that
2 follows the Colorado River and then I worked my way
3 around the state. And then where it got more
4 challenging, sort moving up from Tucson into the
5 Phoenix Metro area and building compact districts
6 that sort of aligned with communities of interest.

7 One thing I see that jumps out at me is
8 this district, which is District 5 -- and my laser
9 pointer has died. Like everything with batteries we
10 have.

11 Anyway, the instructions -- I think my
12 instructions probably got garbled in this district.

13 This district was a product of our grid
14 map. There was this -- or a subsequent iteration of
15 our grid map when we included tribal lands and kept
16 them whole and it was this U-shaped district. And
17 that's not what I intended.

18 I think I had intended to take the
19 southern part of Navajo and Apache County and work
20 downward and include the San Carlos Apache tribe and
21 the White Mountain tribe, including the part that
22 goes into Pinal County as a district perhaps
23 going -- having to cross over in this area to pick
24 up more population.

25 That's going to leave this northern

1 district a little less, so I think -- I assume
2 that's Flagstaff you grabbed there.

3 WILLIE DESMOND: Yeah.

4 VICE CHAIR HERRERA: Then we're going to
5 need to make up that population there and rebalance
6 down here. So that's sort of -- one sort of initial
7 adjustment.

8 Working in towards -- I think there was
9 an issue, Mr. Desmond was telling me, with the Pinal
10 County districts that sort of run from the north
11 part of Pima County northward in terms of population
12 balance; is that correct?

13 WILLIE DESMOND: Correct. So that
14 District 8, which is the blue one, and District 11,
15 which is the yellowish one below it, are both
16 overpopulated.

17 District 8 is our most off of all of the
18 districts. It's a full 138,000 people over.
19 District 11 is 56,000.

20 So there is -- you know, looking at the
21 table of where things need to get made up, it does
22 look like a lot of the areas in Maricopa need to
23 grab a little bit more of that perhaps.

24 I think if you look at this, it's clear
25 that it was intended to go right up to the county

1 boundary. I didn't want to start splitting counties
2 or anything like that.

3 COMMISSIONER FREEMAN: No, I appreciate
4 that. And I'm surprise they are both overpopulated,
5 but it is what it is. And I'll have to go back and
6 look at that.

7 I don't think changes to District 5,
8 those adjustments, would impact that area, perhaps
9 it would, to make that area of the state -- the
10 eastern area of the state work.

11 WILLIE DESMOND: Okay.

12 Also with District 5 and District 7, they
13 do have about the same population imbalance. So
14 District 7 is about 38 or 39,000 people
15 overpopulated. District 5 is about that same number
16 underpopulated. So that might be a logical place --

17 VICE CHAIR FREEMAN: Easy trade-off,
18 yeah.

19 WILLIE DESMOND: -- to balance those.
20 You know, you're going to lose some areas.

21 VICE CHAIR HERRERA: But can you get that
22 Eastern Arizona district that includes the southern
23 portion of Navajo and Apache Counties and takes it
24 down and includes Graham and Greenlee to eliminate
25 that bottom part of the U, which is over here?

1 WILLIE DESMOND: I can certainly look at
2 that. I mean, I know it's very tedious to go
3 through these ledge maps in session, but it's either
4 that or maybe you and I could schedule a time to sit
5 down and work either before or after or over a lunch
6 break or something on one of these over the week to
7 kind of put together the next -- I can help you walk
8 through, like, weighing things and making sure
9 districts get equalized population, but it's tough
10 for me to make adjustment calls without your
11 express --

12 VICE CHAIR FREEMAN: I understand. It's
13 tough for me also on the fly to make the call as we
14 sit here.

15 Maybe can you zoom in on the Maricopa
16 County area or the Phoenix Metro area?

17 WILLIE DESMOND: Is this what you're
18 looking for or zoom in more?

19 VICE CHAIR FREEMAN: No, that's fine. I
20 mean, I was trying to look at sort of the rural area
21 to the west, keeping it together. And there is --
22 as this intrusion goes in, that's essentially
23 agrarian area as well. So I was trying to keep that
24 area of Buckeye/Goodyear together, trying to piece
25 together other parts of the Valley sort of as they

1 are laid out on the map with the Phoenix -- the
2 Phoenix -- well, the West Valley communities going
3 in that direction, Phoenix going up there to the
4 county line, and likewise with the East
5 Valley/Scottsdale area going up to the top of that
6 city. So that was the thought process there, trying
7 to keep them compact.

8 Of course, there's some minority-majority
9 districts in there that -- which we pretty much, I
10 believe, have adopted from -- at least at this first
11 cut -- from the Hispanic Coalition.

12 WILLIE DESMOND: I do want to say
13 something about the minority-majority districts. In
14 both -- this one version, option 1 version 6b and
15 the other one we're going to look at today, option 2
16 version 7a, we do lose a majority-minority district.

17 Again, I didn't -- I didn't -- I allowed
18 that to happen, I guess, just because I didn't know
19 where -- which priorities should be cut.

20 But I think both of these are going to
21 have to be -- are going to have to be adjusted at
22 some point to, again, get back to at least the nine.
23 And then pending, I guess, some further analysis by
24 Ken and Dr. King, potentially look at the -- maybe
25 getting a tenth coalition or something. I'm not

1 sure exactly where that stands.

2 So I think you guys -- the criteria --
3 Bruce has made it pretty clear that there is one
4 that kind of supersedes everything else and so we
5 need to make sure we have the correct number of
6 majority-minority districts in order to get
7 preclearance.

8 VICE CHAIR FREEMAN: Well, I agree we
9 need to make those adjustments in a further
10 iteration. It wasn't -- although it's paramount,
11 it's federal law, it must be complied with, it
12 wasn't exactly on the forefront of my mind as I was
13 just trying to get a map that fit together 30
14 districts that made sense to me in the way that
15 Arizona is laid out. And I hoped that I would
16 capture -- I hoped that I had captured nine, but it
17 looks like I captured --

18 WILLIE DESMOND: I think it's eight.

19 VICE CHAIR FREEMAN: -- eight. Well, not
20 too bad. So I guess that's something I'll have to
21 work at. But it looks like there's perhaps a couple
22 that are adjacent that can be adjusted and maybe
23 create another one.

24 CHAIRPERSON MATHIS: Okay. Any other
25 comments?

1 And I would just say, too, that, you
2 know, we have the time. This is why we're all here.
3 If there are things we want to adjust to try out
4 now, that we should. I know we have another map to
5 go through, and I'm not sure how Ms. McNulty -- was
6 this yours, the 7a?

7 COMMISSIONER MCNULTY: Yes.

8 CHAIRPERSON MATHIS: And do you have
9 things you want to walk through with it, too? I'm
10 just trying to get a sense for the time.

11 COMMISSIONER MCNULTY: No, I don't,
12 actually. This is -- this was my second set of
13 revisions. And what I did was try to balance some
14 of the wild, you know, population imbalances that
15 resulted from the first revisions.

16 I built in the Arizona Minority Coalition
17 majority-minority districts in Phoenix and then I
18 worked out from there.

19 Since we did this, I've done a lot of
20 additional work but I wasn't quite able to finish it
21 up over the weekend. So I hope to finish it
22 tonight. And I would want to get the hole -- and
23 I've made a couple of changes to what I had done
24 here.

25 So I'd also, since Mr. Freeman has given

1 us his map, like to look at that and see if we have
2 any areas in which we have commonality. I see some
3 pretty significant differences in Southern Arizona
4 already on the two maps. But in the interest of
5 trying to reach some sort of agreement, I would like
6 to look at what he's done and see if there's any
7 commonality with what my thoughts were and see if --

8 VICE CHAIR HERRERA: Madame Chair.

9 CHAIRPERSON MATHIS: Thank you. That is
10 music to my ears.

11 That was my concern is having these two
12 versions that we need to try to bring these
13 together. So if somebody can be -- more than one
14 person be looking at this and thinking about, you
15 know, how we might -- where the areas of difference
16 are and what we might do to combine, that might
17 help.

18 Mr. Herrera.

19 VICE CHAIR HERRERA: Thank you.

20 What I would like to see -- can we focus
21 on some of the commonalities between these two?
22 Because I think that would help. There is quite a
23 few differences, so I want to see what commonalities
24 are between the two, version 7- --

25 CHAIRPERSON MATHIS: Yeah, we could talk

1 about that now.

2 COMMISSIONER MCNULTY: I agree with that,
3 but my map isn't -- it's only halfway done, so I
4 don't think that works yet. All I did was --

5 CHAIRPERSON MATHIS: It looks good.

6 COMMISSIONER MCNULTY: I did that work in
7 Southern Arizona and then I did the work in Central
8 Arizona, but I need to finish. I think before we do
9 that, we need to -- at least I need to have finished
10 my map with all of my thoughts.

11 VICE CHAIR HERRERA: Madame Chair.

12 CHAIRPERSON MATHIS: Mr. Herrera.

13 VICE CHAIR HERRERA: And I think this
14 question is probably directed at Mr. Desmond.

15 Do you think that the changes that
16 Commissioner McNulty had proposed for the whole map
17 would be done by tomorrow so that we can look at it
18 so we can compare both 9 option 1 version 6b and
19 option 2 version 7a?

20 COMMISSIONER MCNULTY: I haven't given
21 them to him yet. I need to do that. That's what
22 I'm planning on doing this afternoon and tonight, is
23 finish those so I can give them to him. If I finish
24 an actual map, I'll give you the map.

25 WILLIE DESMOND: Okay. Yeah, that sounds

1 like a good plan.

2 COMMISSIONER STERTZ: Madame Chair.

3 CHAIRPERSON MATHIS: Mr. Stertz.

4 COMMISSIONER STERTZ: Commissioner
5 McNulty, I'm not sure if I heard correctly whether
6 or not you said that you were using from the core of
7 Maricopa County the Hispanic Coalition maps or the
8 Arizona Minority Coalition map.

9 COMMISSIONER MCNULTY: Arizona Minority
10 Coalition. I don't believe we have state maps from
11 the Hispanic Coalition. I could be wrong.

12 COMMISSIONER STERTZ: And do we have --
13 did we receive the maps on Friday from the Arizona
14 Minority Coalition?

15 WILLIE DESMOND: No. For both -- both of
16 these maps asked me to reference theirs. So using
17 the, like, reports that they had generated, I was
18 able to, I think, fairly, accurately reconstruct
19 their districts. But I don't have, like, the actual
20 shape files yet. We've asked for those on several
21 occasions.

22 COMMISSIONER MCNULTY: I think what we
23 have is a pdf with the pictures.

24 WILLIE DESMOND: So they had provided
25 screen captures that had, like, the voting

1 tabulation districts that make up a lot of the
2 district and then they also had individual district
3 screen captures that had some of the major roads.

4 In using those, I think I got fairly
5 close. I might have been a little bit farther off
6 on Commissioner McNulty's map. Commissioner
7 Freeman, I think you had kind of referenced how
8 things looked in there and asked me to use it. So
9 there's some areas where it might not be exact, but
10 I think Commissioner Freeman had said just take it
11 directly from there. So I worked a little bit more
12 at just taking it verbatim.

13 COMMISSIONER MCNULTY: Okay. This is the
14 first time I've seen what you did, so I'll look at
15 it tonight. Thanks.

16 VICE CHAIR FREEMAN: And, Madame Chair --

17 CHAIRPERSON MATHIS: Yes, Mr. Freeman.

18 VICE CHAIR FREEMAN: -- I think one of
19 the difficulties was that right now we've got input
20 from one Hispanic group on just three legislative
21 districts and we've got to get up to nine
22 benchmarks. So the more input on that the better,
23 and I think that would make that easier for us.

24 CHAIRPERSON MATHIS: Mr. Desmond.

25 WILLIE DESMOND: I was just going to say

1 the one district that -- the one majority-minority
2 district that everyone seems to pretty much agree on
3 is the Native American one. So I guess there will
4 be some discussion on whether or not Flagstaff is
5 included or where it goes through Coconino County
6 and stuff. But I think everyone at least is, in
7 principle, is agreeing that the Pai tribes should be
8 with the Navajo and Hopi and the Apache. So that's
9 a feature that's in both maps. So all of those
10 areas are linked together.

11 CHAIRPERSON MATHIS: Thank you.

12 I would ask legal counsel, too, and maybe
13 it's a question for staff, but I think we're doing
14 some outreach to some other groups, Hispanic groups
15 in particular, to get some more input on some of
16 this information. Is that true? I know we've had
17 offers from other -- from folks coming in and saying
18 they are happy to --

19 MARY O'GRADY: Staff may want to
20 supplement, but we have kind of ongoing outreach,
21 and we've been trying to expand that to reach more
22 Spanish language media. And to the extent that
23 we've had public maps submitted -- and I think there
24 was one for Tucson that looked like it was trying to
25 draw a minority district in Tucson and I forget the

1 name of the fellow who submitted it -- the person
2 that submitted it, but they reached out to that
3 person to see if they wanted to come and present.
4 And so those are the additional efforts.

5 Then I did follow up with Mr. Miranda to
6 see if there was going to be other -- like a
7 statewide map presented. So we're trying to get
8 more information on what might be presented to the
9 Commission.

10 CHAIRPERSON MATHIS: Thank you.

11 Okay. So that's ongoing.

12 Any other comments, then, on these
13 legislative scenarios that anyone wants to talk
14 about now?

15 VICE CHAIR HERRERA: Madame Chair.

16 CHAIRPERSON MATHIS: Mr. Herrera.

17 VICE CHAIR HERRERA: Just like I said, I
18 definitely would love to see both of them completed.
19 I don't know if Commissioner Freeman has any more
20 changes to that particular version of his map, but
21 if he does, if he could make the changes and have
22 them both ready as soon as possible so we can
23 compare the commonalities between the two and see if
24 we can come up with one version.

25 CHAIRPERSON MATHIS: I agree.

1 VICE CHAIR FREEMAN: I'll do my best, but
2 I do need some sleep.

3 CHAIRPERSON MATHIS: Okay. Thanks.
4 Ms. McNulty.

5 COMMISSIONER MCNULTY: Just a question.
6 The red, Mr. Desmond, on the data sheet --

7 WILLIE DESMOND: Yes.

8 COMMISSIONER MCNULTY: -- is that where
9 it falls below? What are those red things?

10 WILLIE DESMOND: Those are cases of
11 either a coalition or a plurality minority district.
12 So, again, plurality where Hispanics are the largest
13 group and then plurality where Hispanics and other
14 minorities make up a larger share than whites, who
15 are the largest group.

16 COMMISSIONER MCNULTY: Okay. Thanks.

17 WILLIE DESMOND: And I believe in our
18 current -- currently there's four majority-minority
19 districts and then there's, like, three plurality
20 coalitions and stuff.

21 COMMISSIONER MCNULTY: Just for the
22 benefit of the exhausted and sleepless
23 commissioners, if you could highlight all of the
24 figures that comprise the plurality on these, that
25 would be helpful. Not right now --

1 WILLIE DESMOND: Oh, okay.

2 COMMISSIONER MCNULTY: -- but when you do
3 these displays. I mean, I see them, but it would be
4 really helpful just to have -- on the plurality
5 districts for you to highlight all of them, the
6 minority figures that make them up.

7 WILLIE DESMOND: I will.

8 VICE CHAIR HERRERA: Madame Chair.

9 CHAIRPERSON MATHIS: Mr. Herrera.

10 VICE CHAIR HERRERA: Have we reached out
11 to the groups that ended up suing the Commission ten
12 years ago, basically the minority coalition groups
13 to see if they could be involved in terms of what
14 they are needing from us? If we haven't, then I
15 would recommend doing that.

16 MARY O'GRADY: Madame Chair, Commissioner
17 Herrera, we're happy to reach out with whomever.
18 And they have a broad list of community groups in
19 addition to the media contacts. I don't know
20 precisely what individuals were associated with that
21 group last decade. As Mr. Miranda said, the folks
22 have evolved to some extent who have been working on
23 redistricting issues.

24 So if there is specific individuals or
25 groups that you have mind, we can add them to the

1 outreach list that we have ongoing.

2 VICE CHAIR HERRERA: Sure. And I guess
3 I'm thinking MALDF comes to mind, but they may
4 already be involved in some way.

5 MARY O'GRADY: Yeah, the Hispanic
6 Coalition for Good Government noted that that MALDF
7 is supporting their maps. MALDF is on our e-mail
8 outreach list and they came to one of our meetings.
9 They came to the meeting -- the public hearing in
10 Central Phoenix, but we haven't heard from them on
11 legislative maps either.

12 CHAIRPERSON MATHIS: Along those lines,
13 one of the things we also need to be telling them,
14 and maybe we already did, but the whole scrambled
15 precinct data issue, to ensure that everybody has,
16 you know, got the right information. And I know now
17 that Strategic is working on the '04, '06 data; is
18 that correct? Because there's the same issues with
19 that data and we need to ensure that they are aware
20 of those correct precinct names.

21 WILLIE DESMOND: Yeah. For '04, '06, we
22 had received a file that appeared to be, you know,
23 matching the election results to the 2000 blocks
24 file, which would have been a very good starting
25 point and saved us a lot of time while we're doing

1 some validation renotice and a lot of the same types
2 of problems and scrambled precincts and inconsistent
3 congressional districts from 2004 to 2006. So we're
4 going through the process of proving it all and
5 making sure we have a match.

6 Once that information is ready to
7 present, I'll probably do a similar presentation and
8 make that available on the website so that everyone
9 who is using election results has apples to apples
10 to compare.

11 CHAIRPERSON MATHIS: Do we have a sense
12 of when that will be completed?

13 WILLIE DESMOND: I would have to defer to
14 Ken on when '04 and '06 is going to be ready.

15 CHAIRPERSON MATHIS: We'll ask him later.

16 WILLIE DESMOND: I think he's shaking his
17 head. He doesn't know right now. It's on our --

18 CHAIRPERSON MATHIS: To-do list.

19 WILLIE DESMOND: Yeah. I did a lot of
20 the last one and I've been pretty occupied with
21 what-if maps. We're working on it continually.

22 CHAIRPERSON MATHIS: Okay. Any other
23 questions or comments we want to talk about on
24 legislative?

25 Okay. You have your --

1 WILLIE DESMOND: For tomorrow, I guess we
2 could just -- if commissioners who have asked for
3 these maps or any other commissioners have a chance
4 to study them, again, the block equivalency and the
5 plan files are available on the website. We can
6 open these back up again tomorrow. Maybe if there
7 are some changes, work through those as a group. We
8 should have time.

9 CHAIRPERSON MATHIS: Great. Thank you.

10 Okay. That takes us to agenda item 5,
11 executive director's report.

12 RAY BLADINE: Madame Chair, Commission
13 members, we're not going to let you get away today
14 without more books. So we have two books for you,
15 one that has all of the newspaper articles and media
16 that have come in since the Commission started and
17 the second is updating you with the public input
18 that has also come in to us since your last book.

19 So please don't forget to go with the
20 book. Otherwise, I have to carry them back. That
21 is a personal reason in this, besides the fact that
22 I know you'll use them.

23 The only other thing I would like to ask
24 is Anna, I think this morning, sent out a request to
25 all of you asking about availability for next week.

1 And my hope was that by perhaps Thursday we could
2 take a look again at future meetings and agenda
3 times and prepare a sheet for you that will talk
4 about the week starting October 3rd -- so we are
5 working on that.

6 Kristina is not here today because she
7 has started working setting up round two activities
8 and contacting people and trying to locate
9 translators and all of the things that go with that.

10 So probably during this week, one or the
11 other of us will stay back at the office and try to
12 work on the things that we need to be getting done
13 on the administrative end.

14 And I think that's all I have at this
15 point to report.

16 CHAIRPERSON MATHIS: Any questions for
17 Mr. Bladine?

18 I just have one comment on the
19 scheduling, and it is the next agenda item, future
20 meetings.

21 The week of October 3rd. So the 3rd and
22 the 4th would need to be in Tucson due to some work
23 meetings I have that are standard that I really need
24 to be at. So -- but the rest of the week is open.

25 So to the extent commissioners can keep

1 things open for next week, we probably need to do
2 that.

3 So if anyone knows of any commitments
4 they have now, feel free to say them.

5 COMMISSIONER MCNULTY: You know my story.

6 RAY BLADINE: I beg your pardon?

7 COMMISSIONER MCNULTY: You know my story.

8 RAY BLADINE: Yes, I do know your story
9 and we appreciate it very much.

10 CHAIRPERSON MATHIS: Okay.

11 VICE CHAIR HERRERA: Madame Chair, the
12 only thing -- again, nothing has changed for me
13 other than those Monday, Wednesday, and Fridays
14 where I do have a prior commitment and I need to be
15 there by 6 o'clock. So I have no issue if we have
16 meetings in Tucson, of course, as long as I'm able
17 to leave by a certain time to get to Phoenix by
18 6:00.

19 RAY BLADINE: I think we have those as
20 regular meetings on the schedule, but we'll
21 double-check all of that and then give you a chance
22 to look at what Anna sent out and then come back to
23 you and do what we're doing now.

24 Anything you give us now we'll put on.
25 But certainly we'll have other shots at it.

1 VICE CHAIR HERRERA: Thank you.

2 CHAIRPERSON MATHIS: Thanks very much,
3 Mr. Bladine.

4 The next item on the agenda we just
5 covered, unless anyone has any future agenda items,
6 anything we haven't covered that we need to in any
7 of those future meetings that anyone wants to raise?

8 Otherwise, our agendas are pretty much
9 looking the same at this point. We have a lot of
10 recurring items that we need to address. But if
11 anyone does think of anything, be sure to raise that
12 for Mr. Bladine's spreadsheet.

13 That takes us to agenda item 7, report
14 legal advice and direction to counsel regarding
15 Attorney General inquiry.

16 I don't know if there is an update, but
17 we can do public comment before or after, if there
18 is one.

19 JOE KANEFIELD: Madame Chair, it might
20 make sense to do public comment first.

21 CHAIRPERSON MATHIS: Okay. So we'll go
22 to agenda item 8. I've got a number of input
23 sheets.

24 The first speaker is Shirley Dye, vice
25 president, Northern Gila County Republicans.

1 So I don't think Shirley is here, so
2 we'll go to the next.

3 Mohur Sidhwa, representing self.

4 MOHUR SIDHWA: Hi. Mohur Sarah Sidhwa.

5 You all know where I stand on various and
6 sundry issues. Earlier today we were looking at
7 maps, and I just want you to keep in mind that you
8 did indicate that you would take into account the
9 inmate populations.

10 I was not going to bring it up before --
11 I mean again, yet when we had the Commission hearing
12 at -- I guess it was at the casino, somebody from
13 Pinal County mentioned that there were only 9,000
14 prisoners in Pinal County. Florence alone has
15 11,000, then not to mention -- I mean, then there's
16 Picacho and then there's 4,000 plus in Eloy.

17 So I think they had the data wrong. And
18 because they mentioned it yet again made me realize
19 that there is something perhaps that we have to be
20 more careful about; otherwise, why would they be
21 pushing the issue that much. So just kind of keep
22 that in mind.

23 About a month and a half ago I gave you
24 all a map with where all of the prisons were
25 located. So just kind of keep that in mind also.

1 About two months ago, I gave you a graph
2 showing competitiveness correlated to voter turnout.
3 You all have it. Please look at it again and you
4 will see the more competitive a district, the higher
5 the voter turnout.

6 And because of the lack of functionality
7 in governments, including Arizona, that tells me
8 that competitiveness of the district is the most
9 important issue.

10 Otherwise, a lack of competitiveness
11 forces candidates from both sides of the aisle to
12 cater to the ideological purity of the activists
13 within the party to the exclusion of solving
14 problems or engaging in critical thinking, "critical
15 thinking" being the key words these days.

16 And this does lead to voter apathy and it
17 hurts the very concept of democracy by making a
18 mockery of the democratic process, and that is not
19 American. I don't think any of you would disagree
20 with that.

21 I would like to caution you on one thing.
22 I have seen very decent people who are elected
23 officials speaking for themselves or not speaking
24 for themselves. They have a certain agenda. Keep
25 that in mind. And keep in mind where they are

1 coming from so -- whereas they are all honorable
2 people, both sides of the aisle, but I have seen
3 some very interesting maps coming from them and
4 interesting numbers coming from them.

5 We do not need a district to be
6 70 percent or 68 percent one particular -- say a
7 minority for it to be competitive. Otherwise, it
8 really does dilute their influence nearby. Just
9 something to keep in mind. And that goes for all
10 sides.

11 So once again, I would like to let -- to
12 say -- really I'm pleading with you, do not discount
13 where the inmates are. Otherwise, we have a
14 problem -- a constitutional issue with the 14th and
15 15th Amendments of one person, one vote.

16 And I've gone over that before. I think
17 I'm just reminding you of that and --
18 competitiveness -- and keep an eye on the prison
19 issue.

20 Thank you.

21 CHAIRPERSON MATHIS: Thank you.

22 Our next speaker is Barry McCain,
23 representing self.

24 BARRY MCCAIN: Good afternoon. My name
25 is Barry McCain.

1 Do you want me to spell it?

2 B-a-r-r-y, M-c-C-a-i-n.

3 I've been watching and one thing is a lot
4 of maps here that you're looking at and everybody
5 has input here -- being ex-military, I can tell you
6 about any kind of fighting you want to talk about.
7 But when it comes to maps, one thing I've noticed
8 that I think needs to be said, we should take what
9 we agree with, put that down first and then what we
10 don't agree on, we have a less -- we run down on
11 time to where we should be concentrating on those
12 differences, but the agreement stuff, just get it
13 out of the way so you can get more done.

14 But one thing I also noticed that I think
15 needs to be addressed, there's been a lot of work
16 done here that I'm aware of and I don't know
17 everything, but I really do appreciate each and
18 every one of your inputs, from what I've seen, and I
19 think you should applaud yourself.

20 So we are running down on time. First
21 thing we got to do is reenergize and be thankful for
22 what's already been done. And I appreciate it. I
23 have full confidence that you will do well.

24 Thank you.

25 CHAIRPERSON MATHIS: Thank you.

1 Our next speaker is Lynne St. Angelo,
2 representing self.

3 LYNNE ST. ANGELO: Lynne, L-y-n-n-e, S-t,
4 period, A-n-g-e-l-o.

5 My comment today is just one. It's on
6 the -- putting the maps online. A lot of people are
7 following the procedure online. They come home
8 after work at night and have been actually able to
9 watch what happened in the day.

10 Last week, though, that kind of got -- I
11 don't know what happened. Probably late-night
12 meetings and a lot of early morning meetings got on
13 top of each other, but that's probably not going to
14 get much better because that seems to be how it's
15 going now.

16 So I would ask whoever is doing that,
17 getting them online so that people can watch the
18 meeting, we have Thursday, Friday, and now Monday
19 that aren't up, so nobody can see what happened the
20 last, now, three days.

21 I would just urge you to probably work on
22 that so that we can maybe within 12 hours, or 24
23 hours at least, get the maps up so people can follow
24 along at home.

25 Thank you.

1 CHAIRPERSON MATHIS: Thank you.

2 Our next speaker is Roberto Reveles,
3 representing self from Gold Canyon.

4 ROBERTO REVELES: Thank you, Madame
5 Chairman.

6 My name is Roberto Reveles, 10904 East
7 Sleepy Hollow Trail, Gold Canyon.

8 I would like to bring a little bit of
9 cultural sensitivity to the description that I've
10 heard. Donuts, bagels. How about the churro? The
11 churro can be twisted in a very fine delicate
12 pastry.

13 CHAIRPERSON MATHIS: I'm open to that.

14 ROBERTO REVELES: Good.

15 In fact, I personally worked in Congress
16 at the time when there was a donut. There was one
17 congressman who represented the city of Phoenix and
18 its surrounding areas and I worked with a
19 congressman who represented the rest of the state of
20 Arizona.

21 Which leads me to observe that there
22 isn't necessarily one geographic grouping that will
23 be perfect.

24 I think that there is an opportunity for
25 a hybrid of sorts so that natural resource dependent

1 communities that are producing a product for the
2 quality of life in the urban areas can benefit from
3 perhaps being in a comparable congressional or
4 legislative district, if you will.

5 But of the maps that have been
6 referenced, my inclination is to be supportive of
7 the so-called river district map and in opposition
8 to the whole counties map as almost -- the latter
9 being almost indicative of a protect-the-incumbent
10 line drawing.

11 So I want an opportunity to have my vote
12 be sought after. I want to be in a competitive
13 environment. I don't necessarily want to be packed
14 into a district where, because I'm a Reveles that I
15 will be supporting only a particular candidate. I
16 want my vote to be sought after.

17 And so I encourage that, yes, let's pay
18 attention to all of the constitutionally mandated
19 set of criteria, but underscoring it all is the
20 reason why we are even under Justice Department
21 clearance, that my community, the Latino community
22 needs competitive districts.

23 Thank you very much. And I'm encouraged
24 by what I see here. I think there's good give and
25 take. So you've got a tough job ahead of you. I

1 wish you well.

2 CHAIRPERSON MATHIS: Thank you.

3 Our next speaker is Jim March, second
4 vice chair, Pima Libertarian Party.

5 JIM MARCH: Hi, Jim March. Last name
6 spelled the same as the month.

7 I'll be brief.

8 Regarding the prison issue, in the maps
9 that I have seen the Commission generating and
10 discussing, it looks like you're trying to pay some
11 attention to the issue. You're trying to spread out
12 the concentration in Pinal County, for example,
13 among multiple districts. That's good. That's
14 probably a start.

15 One of my concerns -- my remaining
16 concerns, though, is that it's going to be very hard
17 for the public to comment on it once the official
18 draft release maps come out because we don't have
19 good data available to us on exactly where the state
20 and federal prisons are, in particular, and the INS
21 detention facilities and the private prisons.

22 At one point your staff put a map up on
23 the overhead at one of the meetings showing only two
24 prisons in Pinal County. And, I'm sorry, I know
25 that's wrong. I know that's wrong.

1 So I think there's bad information
2 floating around. It's become very difficult to get
3 good information on this. Best data I have is from
4 2000.

5 So what I would ask is you take one
6 staffer and tell them, please, call the Census
7 Bureau and get their data and publish it. Simple.

8 We need that information available on
9 your website listed among the other data sources
10 you've got online so that we know where these
11 prisons are, what draft districts they are in, and
12 what their populations are. From there, we can
13 comment on the repercussions intelligently.

14 I simply ask that you direct staff to
15 provide information on this subject. And it's all
16 the more crucial because so far staff has provided
17 at least one round of incorrect information.

18 So let's do that and let's all comment on
19 what the draft is.

20 Thank you.

21 CHAIRPERSON MATHIS: Thank you.

22 Legal counsel, can I ask staff about that
23 or -- I believe our -- Strategic Telemetry gave a
24 presentation that showed a map of Arizona with the
25 prison populations in stars, and I don't know if we

1 can put that information up on our website and then
2 also have the chart with backing data showing where
3 it came from and also what the numbers are.

4 JOE KANEFIELD: Madame Chair, it's
5 appropriate for you to direct staff to study a
6 matter raised during public comment.

7 CHAIRPERSON MATHIS: So Strategic
8 Telemetry did make that presentation and maybe,
9 Mr. Bladine, you could get from that that particular
10 chart that has the information.

11 I see Mr. Strasma approaching, so he
12 might have a few words to say, too.

13 RAY BLADINE: I just couldn't resist
14 that. But I'm sure we could post it if Ken can
15 provide it.

16 KEN STRASMA: Definitely.

17 And one update, it was mentioned by two
18 of the speakers about the census information.
19 Census does have group quarters population counts,
20 and a subcategory is involuntarily incarcerated.

21 So we'll make that data available as well
22 and work to add that to the reports you see for the
23 numbers of prisons and number of prisoners.

24 CHAIRPERSON MATHIS: Great. We'll get
25 that on the website as soon as it's available.

1 JIM MARCH: Thank you.

2 CHAIRPERSON MATHIS: Our next speaker is
3 David Cantelme, representing FAIR Trust from Cave
4 Creek.

5 DAVID CANTELME: Madame Chair, members of
6 the Commission, just one brief point. This is on
7 the legislative side.

8 I just want to remind you that at the
9 meeting at Hon-Dah that the Commission held, you
10 received a letter from Chairman Lupe, the chairman
11 of the White Mountain Reservation, indicating that
12 he was good with the existing configuration, and
13 that should be given a lot of weight, in my
14 recommendation, in my estimation.

15 Thank you.

16 CHAIRPERSON MATHIS: Thank you.

17 Our next speaker is Rivko Knox,
18 representing self from Phoenix.

19 RIVKO KNOX: I'm glad Mr. Bladine talked
20 ahead of me so he lowered the mic a little bit, at
21 least.

22 My name is Rivko, R-i-v-k-o, first name.
23 Last name is Knox, K-n-o-x. 3134 West Gelding
24 Drive, Phoenix, Arizona 85053.

25 I want to start really briefly and thank

1 you all for what you are doing and both the
2 commissioners and the staff. It's a very, very
3 tough job. And this is my second meeting at which I
4 have appeared, and from the two that I've been at,
5 you're doing a very good job. And I appreciate all
6 of you. Like I say, including staff.

7 Secondly, I'm not a cartographer and I'm
8 not a data person. So I guess the question would be
9 why am I up here. Well, I have very strong feelings
10 about the importance of competitiveness.

11 I've talked to too many people who live
12 in districts that are so skewed that their attitude
13 is it does not matter, and the reality is it does
14 matter.

15 So it's very hard to get people to really
16 get enthusiastic about coming out to vote, and even
17 registering to vote when it's so skewed.

18 The whole county map, to me, idea is
19 rather unrealistic in the sense that county lines
20 are not sacred. I mean, they exist. I'm not saying
21 that they don't exist, but they don't -- they were
22 drawn by -- just like the state lines, drawn in
23 strange ways and we have already seen in the last
24 few years how communities bleed over county lines,
25 Sedona, Apache Junction to name two that I'm aware

1 of. And in addition to that, Pinal County is kind
2 of building up into the Phoenix area, building down
3 to the Tucson area. So I don't see the validity of
4 that.

5 I would really -- when I looked at the
6 numbers -- and the most recent time I looked at the
7 numbers was yesterday -- I was really truthfully
8 with this whole county map horrified to see that
9 there were only two competitive congressional
10 districts when we know the registration in this
11 state is a third, a third, and a third.

12 I think that there has been way too much
13 focused on communities of interest with not enough
14 attention paid to competitiveness. To me a
15 community of interest represents people who share my
16 views. And by and large, my views are related to
17 things like the importance of public education,
18 environmental protection, a society that takes care
19 of people who are old and sick, et cetera.

20 And the lines that are based on -- oh, I
21 don't know, like I said -- county lines are a good
22 example, I think, of a community of interest. I
23 don't think they represent that necessarily.

24 So I'll look really fast at what else I
25 was going to say.

1 Oh, I think that somebody has talked
2 about -- I think it was also pretty terrifying to me
3 to see that the Phoenix MSA -- I don't know if it's
4 called MA -- I think it's changed, but anyway, has
5 no competitive districts and it was just horrifying
6 for me to see that.

7 The Phoenix MSA is the 14th largest
8 metropolitan district in the country. It is larger
9 than 24 states. And to have no competitive
10 districts in that just to me kind of violated the
11 concept of one person, one vote.

12 Two other really quick comments. One is
13 we're all aware, obviously, of the Title V voting
14 rights but that should not be used to skew districts
15 so there are not enough competitive districts.

16 And my final comment, I promise this
17 really is, is I wish you could get your schedule up
18 earlier. I had to change my whole day today to get
19 here. And I am on your list, so I get the notices.
20 But it would be really nice as you plan your second
21 round, which will be critical, obviously, to get
22 them out all at one time. Even if you're not sure
23 of the exact location, I mean, if you haven't found
24 a spot, and I understand the practicalities of that,
25 but if you know there's going to be these many

1 dates, these times and the general area, like
2 Phoenix or Casa Grande or Tucson -- because I think
3 it would generate more people being able to attend.

4 Thank you very much for listening to my
5 comments, and, again, thank you for all you're
6 doing.

7 CHAIRPERSON MATHIS: Thank you very much.
8 Our next speaker is Lois Pfau. I'm sorry
9 if I'm not pronouncing your last name correctly.

10 LOIS PFAU: Pfau.

11 CHAIRPERSON MATHIS: So you can spell
12 that for Michelle.

13 LOIS PFAU: Madame Chair and
14 commissioners, my name is Lois Pfau. I live at 1023
15 West Vision Lane in Phoenix, Arizona --

16 CHAIRPERSON MATHIS: And can you spell
17 your last name?

18 LOIS PFAU: P-f-a-u.

19 CHAIRPERSON MATHIS: Thank you.

20 LOIS PFAU: -- 85021.

21 And I was going to talk about
22 competitiveness, but Rivko stole all of my glory, so
23 I'm just going to leave the word out there for you.

24 Thank you very much for your time.

25 CHAIRPERSON MATHIS: Thank you very much.

1 Our next speaker is Jill Kipnes,
2 representing Pima County Governmental Alliance.

3 JILL KIPNES: Good afternoon. It's Jill
4 Kipnes, K-i-p-n-e-s. I'm with Robert S. Lynch &
5 Associates, and we represent Pinal County
6 Governmental Alliance.

7 I wasn't really planning on speaking
8 today but I need to clear up the statistics based on
9 prison population.

10 Pinal County as a whole for -- in the
11 2010 census has a total prison population of
12 6.5 percent. That number is 3.4 percent of the
13 710,224 people that will make up a congressional
14 district. So again, it's not a very large number.

15 Congressional District -- current
16 Congressional District 1 that is currently
17 represented by Dr. Gosar -- so in the 2000 census,
18 prison population was 2.8 percent.

19 In Pinal County's CD 9, which you saw
20 today, so Navajo, Apache, Gila, Graham, Greenlee,
21 and Pinal prison population is 4.1 percent. So it's
22 a 1.3 percent increase from 2000.

23 Each district is growing more than
24 9.5 percent. So again, it's certainly not packing
25 prisoners into one district or another.

1 Legislatively, there's no problem with us
2 splitting Eloy and Florence. Actually, our maps
3 that we have presented does do that, not necessarily
4 for prison population purposes because we did not
5 bring that into account when we were building these
6 maps, but we do expect for Eloy and Florence to be
7 split just because of where they are geographically,
8 I-10, and now for prison population.

9 So there's certainly no problem with
10 splitting Eloy and Florence legislatively, but there
11 would be a problem splitting Eloy and Florence, and,
12 therefore, all of Pinal County, congressionally just
13 to split up their prisons.

14 Thank you.

15 CHAIRPERSON MATHIS: Thank you.

16 Our last speaker is Kelli Butler,
17 representing self from Paradise Valley.

18 KELLI BUTLER: Hello. Kelli Butler,
19 B-u-t-l-e-r. My address is 5926 North 33rd Street,
20 Paradise Valley 85253.

21 Commissioners, thank you so much for the
22 Herculean task you are taking on. I can't imagine
23 how mind-numbing looking at all of those maps would
24 be over time.

25 And I just wanted to come and talk about

1 competitiveness. And when I walked in late, I was
2 shocked that we were -- there was even a debate
3 about the importance of competitiveness. I thought
4 that was the whole point of redistricting our state
5 was to allow everybody to have a voice. And
6 frankly, the only way to do that is to make our
7 districts competitive.

8 I'm a native Arizonan. I hate the
9 extremism that I have seen talking over, and I think
10 the solution is to allow for competitive districts,
11 let everybody have a voice and let -- like you have
12 been.

13 And also I was impressed at the ability
14 to compromise that I have seen here, you know, the
15 discussion and differing viewpoints. We need to
16 compromise and that cannot happen without
17 competitive districts and without representation for
18 everybody.

19 So that's all.

20 Thank you.

21 CHAIRPERSON MATHIS: Thank you.

22 Well, I believe that concludes public
23 comment. And so I appreciate all of you coming and
24 sharing your thoughts with us.

25 The time is now 3:57 p.m., and the only

1 item left on the agenda is item 7, which is report
2 legal advice and direction to counsel regarding
3 Attorney General inquiry. The Commission may vote
4 to go into executive session which will not be open
5 to the public, for the purpose of obtaining legal
6 advice and providing direction to counsel.

7 JOE KANEFIELD: Madame Chair, at this
8 point it would be our recommendation that the
9 Commission go into executive session to receive an
10 update.

11 CHAIRPERSON MATHIS: Okay.

12 Do I hear a motion to go into executive
13 session?

14 COMMISSIONER MCNULTY: So moved.

15 CHAIRPERSON MATHIS: Is there a second?

16 VICE CHAIR HERRERA: I second that.

17 CHAIRPERSON MATHIS: All in favor?

18 ("Aye.")

19 CHAIRPERSON MATHIS: Any opposed?

20 Okay. Hearing none, the time is
21 3:58 p.m. We'll exit out of public session and let
22 the public clear out and then we'll begin executive
23 section momentarily.

24 Thank you.

25 (Whereupon the public session recessed

1 and executive session ensued.)

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(Whereupon the public session resumed.)

6

CHAIRPERSON MATHIS: Okay. The time is
7 4:32 p.m. We'll enter back into public session.

8

And the only item left on the agenda is
9 number 9, adjournment. So at 4:32 p.m. I declare
10 this meeting adjourned.

11

Thank you.

12

(The meeting concluded at 4:32 p.m.)

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I, MICHELLE D. ELAM, Certified Reporter
No. 50637 for the State of Arizona, do hereby
certify that the foregoing 156 printed pages
constitute a full, true, and accurate transcript of
the proceedings had in the foregoing matter, all
done to the best of my skill and ability.

WITNESS my hand this 5th day of October,
2011.

MICHELLE D. ELAM
Certified Reporter
Certificate No. 50637